



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**May 16, 2013**

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REPORT OF THE CONFERENCE COMMITTEE  
ON HOUSE FILE 604

To the Speaker of the House or Representatives and the  
President of the Senate:

We, the undersigned members of the conference committee  
appointed to resolve the differences between the House of  
Representatives and the Senate on House File 604, a bill for  
an Act relating to the funding of, the operation of, and  
appropriation of moneys to the college student aid commission,  
the department for the blind, the department of education, and  
the state board of regents, and providing for related matters,  
respectfully make the following report:

1. That the Senate recedes from its amendment, H-1320.
2. That House File 604, as amended, passed, and reprinted by  
the House, is amended to read as follows:
  1. By striking everything after the enacting clause and  
inserting:

<DIVISION I

FY 2013-2014 APPROPRIATIONS — STATUTORY CHANGES

DEPARTMENT FOR THE BLIND

Section 1. ADMINISTRATION. There is appropriated from the  
general fund of the state to the department for the blind for  
the fiscal year beginning July 1, 2013, and ending June 30,  
2014, the following amount, or so much thereof as is necessary,  
to be used for the purposes designated:



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1. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,041,815
.....	FTEs	88.00

2. For costs associated with universal access to audio information for blind and print handicapped Iowans:

.....	\$	50,000
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COLLEGE STUDENT AID COMMISSION

Sec. 2. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	232,943
.....	FTEs	3.95

2. STUDENT AID PROGRAMS

For payments to students for the Iowa grant program established in section 261.93:

.....	\$	791,177
-------	----	---------

3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

For the loan repayment program for health care professionals established pursuant to section 261.19:

.....	\$	400,973
-------	----	---------

4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM

For purposes of providing national guard educational assistance under the program established in section 261.86:

.....	\$	5,100,233
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5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM

For the teacher shortage loan forgiveness program

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established in section 261.112:

..... \$ 392,452

6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM

For purposes of the all Iowa opportunity foster care grant program established pursuant to section 261.6:

..... \$ 554,057

7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

a. For purposes of the all Iowa opportunity scholarship program established pursuant to section 261.87:

..... \$ 2,240,854

b. If the moneys appropriated by the general assembly to the college student aid commission for fiscal year 2013-2014 for purposes of the all Iowa opportunity scholarship program exceed \$500,000, "eligible institution" as defined in section 261.87, shall, during fiscal year 2013-2014, include accredited private institutions as defined in section 261.9, subsection 1.

8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS PROGRAM

For purposes of the registered nurse and nurse educator loan forgiveness program established pursuant to section 261.23:

..... \$ 80,852

9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT PROGRAM

For purposes of the barber and cosmetology arts and sciences tuition grant program established pursuant to section 261.18:

..... \$ 36,938

10. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa primary care loan repayment program established pursuant to section 261.113:

..... \$ 1,600,000

11. RURAL IOWA ADVANCED REGISTERED NURSE PRACTITIONER AND PHYSICIAN ASSISTANT LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa advanced registered nurse practitioner and physician assistant program established

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pursuant to section 261.114, if enacted:

..... \$ 400,000

Sec. 3. IOWA TUITION GRANT APPROPRIATIONS FOR FY  
2013-2014. Notwithstanding the standing appropriations  
in the following designated sections for the fiscal year  
beginning July 1, 2013, and ending June 30, 2014, the amounts  
appropriated from the general fund of the state to the college  
student aid commission pursuant to these sections for the  
following designated purposes shall not exceed the following  
amounts:

1. For Iowa tuition grants under section 261.25, subsection  
1:

..... \$ 46,513,448

2. For tuition grants for students attending for-profit  
accredited private institutions located in Iowa under section  
261.25, subsection 2:

..... \$ 2,500,000

Sec. 4. CHIROPRACTIC LOAN FUNDS. Notwithstanding section  
261.72, the moneys deposited in the chiropractic loan  
revolving fund created pursuant to section 261.72 may be used  
for purposes of the chiropractic loan forgiveness program  
established in section 261.73.

Sec. 5. WORK-STUDY APPROPRIATION FOR FY  
2013-2014. Notwithstanding section 261.85, for the fiscal year  
beginning July 1, 2013, and ending June 30, 2014, the amount  
appropriated from the general fund of the state to the college  
student aid commission for the work-study program under section  
261.85 shall be zero.

DEPARTMENT OF EDUCATION

Sec. 6. There is appropriated from the general fund of  
the state to the department of education for the fiscal year  
beginning July 1, 2013, and ending June 30, 2014, the following  
amounts, or so much thereof as is necessary, to be used for the  
purposes designated:

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1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes,  
and for not more than the following full-time equivalent  
positions:

.....	\$	6,088,812
.....	FTEs	81.67

2. VOCATIONAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes,  
and for not more than the following full-time equivalent  
positions:

.....	\$	598,197
.....	FTEs	11.50

3. VOCATIONAL REHABILITATION SERVICES DIVISION

a. For salaries, support, maintenance, miscellaneous  
purposes, and for not more than the following full-time  
equivalent positions:

.....	\$	5,113,168
.....	FTEs	255.00

For purposes of optimizing the job placement of individuals  
with disabilities, the division shall make its best efforts  
to work with community rehabilitation program providers for  
job placement and retention services for individuals with  
significant disabilities and most significant disabilities. By  
January 15, 2014, the division shall submit a written report to  
the general assembly on the division's outreach efforts with  
community rehabilitation program providers.

b. For matching funds for programs to enable persons  
with severe physical or mental disabilities to function more  
independently, including salaries and support, and for not more  
than the following full-time equivalent position:

.....	\$	39,128
.....	FTEs	1.00

c. For the entrepreneurs with disabilities program  
established pursuant to section 259.4, subsection 9:

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..... \$ 145,535  
    d. For costs associated with centers for independent  
    living:  
    ..... \$ 40,294  
        4. STATE LIBRARY  
            a. For salaries, support, maintenance, miscellaneous  
            purposes, and for not more than the following full-time  
            equivalent positions:  
            ..... \$ 2,715,063  
            ..... FTEs 29.00  
            b. For the enrich Iowa program established under section  
256.57:  
            ..... \$ 2,524,228  
        5. PUBLIC BROADCASTING DIVISION  
            For salaries, support, maintenance, capital expenditures,  
            miscellaneous purposes, and for not more than the following  
            full-time equivalent positions:  
            ..... \$ 7,443,096  
            ..... FTEs 82.00  
        6. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS  
            For reimbursement for vocational education expenditures made  
            by secondary schools:  
            ..... \$ 2,630,134  
            Moneys appropriated in this subsection shall be used  
            to reimburse school districts for vocational education  
            expenditures made by secondary schools to meet the standards  
            set in sections 256.11, 258.4, and 260C.14.  
        7. SCHOOL FOOD SERVICE  
            For use as state matching funds for federal programs that  
            shall be disbursed according to federal regulations, including  
            salaries, support, maintenance, miscellaneous purposes, and for  
            not more than the following full-time equivalent positions:  
            ..... \$ 2,176,797  
            ..... FTEs 20.58

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8. EARLY CHILDHOOD IOWA FUND — GENERAL AID

For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... \$ 5,386,113

a. From the moneys deposited in the school ready children grants account for the fiscal year beginning July 1, 2013, and ending June 30, 2014, not more than \$265,950 is allocated for the early childhood Iowa office and other technical assistance activities. The early childhood Iowa state board shall direct staff to work with the early childhood stakeholders alliance created in section 256I.12 to inventory technical assistance needs. Moneys allocated under this lettered paragraph may be used by the early childhood Iowa state board for the purpose of skills development and support for ongoing training of staff. However, except as otherwise provided in this subsection, moneys shall not be used for additional staff or for the reimbursement of staff.

b. As a condition of receiving moneys appropriated in this subsection, each early childhood Iowa area board shall report to the early childhood Iowa state board progress on each of the local indicators approved by the area board. Each early childhood Iowa area board must also submit an annual budget for the area's comprehensive school ready children grant developed for providing services for children from birth through five years of age, and provide other information specified by the early childhood Iowa state board, including budget amendments as needed. The early childhood Iowa state board shall establish a submission deadline for the annual budget and any budget amendments that allow a reasonable period of time for preparation by the early childhood Iowa area boards and for review and approval or request for modification of the materials by the early childhood Iowa state board. In addition, each early childhood Iowa area board must continue to comply with reporting provisions and other requirements adopted

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by the early childhood Iowa state board in implementing section 256I.9.

c. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, \$2,318,018 shall be used for efforts to improve the quality of early care, health, and education programs. Moneys allocated pursuant to this paragraph may be used for additional staff and for the reimbursement of staff. The early childhood Iowa state board may reserve a portion of the allocation, not to exceed \$88,650, for the technical assistance expenses of the early childhood Iowa state office, including the reimbursement of staff, and shall distribute the remainder to early childhood Iowa areas for local quality improvement efforts through a methodology identified by the early childhood Iowa state board to make the most productive use of the funding, which may include use of the distribution formula, grants, or other means.

d. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, \$825,030 shall be used for support of professional development and training activities for persons working in early care, health, and education by the early childhood Iowa state board in collaboration with the professional development component group of the early childhood Iowa stakeholders alliance maintained pursuant to section 256I.12, subsection 7, paragraph "b", and the early childhood Iowa area boards. Expenditures shall be limited to professional development and training activities agreed upon by the parties participating in the collaboration.

9. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION ASSISTANCE

a. For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:  
..... \$ 5,428,877



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b. The amount appropriated in this subsection shall be used for early care, health, and education programs to assist low-income parents with tuition for preschool and other supportive services for children ages three, four, and five who are not attending kindergarten in order to increase the basic family income eligibility requirement to not more than 200 percent of the federal poverty level. In addition, if sufficient funding is available after addressing the needs of those who meet the basic income eligibility requirement, an early childhood Iowa area board may provide for eligibility for those with a family income in excess of the basic income eligibility requirement through use of a sliding scale or other copayment provisions.

10. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT EDUCATION

a. For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:  
..... \$ 12,364,434

b. The amount appropriated in this subsection shall be used for family support services and parent education programs targeted to families expecting a child or with newborn and infant children through age five and shall be distributed using the distribution formula approved by the early childhood Iowa state board and shall be used by an early childhood Iowa area board only for family support services and parent education programs targeted to families expecting a child or with newborn and infant children through age five.

11. BIRTH TO AGE THREE SERVICES

For expansion of the federal Individuals with Disabilities Education Improvement Act of 2004, Pub. L. No. 108-446, as amended to January 1, 2013, birth through age three services due to increased numbers of children qualifying for those services:

..... \$ 1,721,400

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From the moneys appropriated in this subsection, \$383,769 shall be allocated to the child health specialty clinic at the state university of Iowa to provide additional support for infants and toddlers who are born prematurely, drug-exposed, or medically fragile.

12. EARLY HEAD START PROJECTS

For early head start projects:

..... \$ 400,000

The moneys appropriated in this subsection shall be used for implementation and expansion of early head start pilot projects addressing the comprehensive cognitive, social, emotional, and developmental needs of children from birth to age three, including prenatal support for qualified families. The projects shall promote healthy prenatal outcomes and healthy family functioning, and strengthen the development of infants and toddlers in low-income families. Priority shall be given to those organizations that have previously qualified for and received state funding to administer an early head start project.

13. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

To provide moneys for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1:

..... \$ 600,214

Funding under this subsection is limited to \$20 per pupil and shall not exceed the comparable services offered to resident public school pupils.

14. CORE CURRICULUM AND CAREER INFORMATION AND  
DECISION-MAKING SYSTEM

For purposes of implementing the statewide core curriculum for school districts and accredited nonpublic schools and a state-designated career information and decision-making system:

..... \$ 1,000,000

15. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

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For purposes of the student achievement and teacher quality program established pursuant to chapter 284, and for not more than the following full-time equivalent positions:

..... \$ 6,307,351  
..... FTEs 2.00

16. JOBS FOR AMERICA'S GRADUATES

For school districts to provide direct services to the most at-risk senior high school students enrolled in school districts through direct intervention by a jobs for America's graduates specialist:

..... \$ 670,000

17. EDUCATION REFORM

For implementation of the education reform provisions pursuant to 2013 Iowa Acts, House File 215, if enacted:

..... \$ 6,840,000

18. SUCCESSFUL PROGRESSION FOR EARLY READERS

For school districts to provide intensive instructional services, curricula, initiatives, programs, and supports in accordance with section 279.68, subsection 2:

..... \$ 8,000,000

19. IOWA READING RESEARCH CENTER

For the Iowa reading research center established pursuant to section 256.9, subsection 53, paragraph "c":

..... \$ 1,331,000

20. COMPETENCY-BASED EDUCATION

For implementation of certain recommendations of the competency-based education task force established pursuant to 2012 Iowa Acts, chapter 1119, section 2:

..... \$ 425,000

a. From the moneys appropriated in this subsection, not less than \$100,000 shall be used to provide grants under a competency-based education grant program. Notwithstanding section 8.33, moneys received by the department pursuant to this lettered paragraph that remain unencumbered or unobligated

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at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this lettered paragraph for the following fiscal year.

b. From the moneys appropriated in this subsection, not less than \$100,000 shall be used for writing model competencies, not less than \$25,000 shall be used for plans and templates, not less than \$100,000 shall be used to develop the assessment validation rubric and model assessments, and not less than \$100,000 shall be used to design professional development in accordance with the recommendations of the competency-based education task force.

21. MIDWESTERN HIGHER EDUCATION COMPACT

For distribution to the midwestern higher education compact to pay Iowa's member state annual obligation:

..... \$ 100,000

Notwithstanding section 8.33, moneys appropriated for distribution to the midwestern higher education compact pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose designated until the close of the succeeding fiscal year.

22. COMMUNITY COLLEGES

a. For general state financial aid to merged areas as defined in section 260C.2 in accordance with chapters 258 and 260C:

..... \$193,274,647

Notwithstanding the allocation formula in section 260C.18C, the funds appropriated in this subsection shall be allocated as follows:

(1) Merged Area I.....	\$ 9,572,490
(2) Merged Area II.....	\$ 9,772,970
(3) Merged Area III.....	\$ 9,035,001
(4) Merged Area IV.....	\$ 4,443,196
(5) Merged Area V.....	\$ 10,865,853

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(6)	Merged Area VI.....	\$ 8,657,389
(7)	Merged Area VII.....	\$ 13,121,235
(8)	Merged Area IX.....	\$ 16,582,059
(9)	Merged Area X.....	\$ 30,143,212
(10)	Merged Area XI.....	\$ 31,835,539
(11)	Merged Area XII.....	\$ 10,781,694
(12)	Merged Area XIII.....	\$ 11,522,373
(13)	Merged Area XIV.....	\$ 4,527,071
(14)	Merged Area XV.....	\$ 14,202,552
(15)	Merged Area XVI.....	\$ 8,212,013

b. For distribution to community colleges to supplement  
faculty salaries:

..... \$ 500,000

Sec. 7. ONLINE CURRICULUM FOR UNIFORM TRANSFER OF ACADEMIC  
CREDIT — STUDY AND REPORT.

1. The department of education shall conduct a study regarding the establishment of an online curriculum to facilitate the transfer of academic credits earned by students residing in child foster care facilities licensed under section 237.4, and in institutions controlled by the department of human services and listed in section 218.1, between those facilities and institutions and public and accredited nonpublic schools. The goal of the curriculum shall be to minimize wherever possible the loss of academic credit for coursework completed by such students.

2. Instruction provided through the online curriculum shall be taught by teachers licensed under chapter 272. All courses in the online curriculum shall meet existing accreditation standards.

3. The department shall submit a report of its findings and recommendations to the general assembly by January 3, 2014.

STATE BOARD OF REGENTS

Sec. 8. There is appropriated from the general fund of the state to the state board of regents for the fiscal year

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beginning July 1, 2013, and ending June 30, 2014, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,065,005
.....	FTEs	15.00

The state board of regents shall submit a monthly financial report in a format agreed upon by the state board of regents office and the legislative services agency. The report submitted in December 2013 shall include the five-year graduation rates for the regents universities.

b. For moneys to be allocated to the southwest Iowa regents resource center in Council Bluffs:

.....	\$	182,734
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c. For moneys to be allocated to the northwest Iowa regents resource center in Sioux City under section 262.9, subsection 22:

.....	\$	66,601
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d. For moneys to be allocated to the quad-cities graduate studies center:

.....	\$	34,513
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The board may transfer moneys appropriated under paragraph "b", "c", or "d", of this subsection to any of the other centers specified in paragraph "b", "c", or "d", if the board notifies, in writing, the general assembly and the legislative services agency of the amount, the date, and the purpose of the transfer.

e. For moneys to be distributed to Iowa public radio for public radio operations:

.....	\$	391,568
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2. STATE UNIVERSITY OF IOWA

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a. General university, including lakeside laboratory

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$222,041,351  
..... FTEs 5,058.55

b. Oakdale campus

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,186,558  
..... FTEs 38.25

c. State hygienic laboratory

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,402,615  
..... FTEs 102.50

d. Family practice program

For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants to carry out the provisions of chapter 148D for the family practice program, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 1,788,265  
..... FTEs 190.40

e. Child health care services

For specialized child health care services, including childhood cancer diagnostic and treatment network programs, rural comprehensive care for hemophilia patients, and the Iowa high-risk infant follow-up program, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 659,456

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..... FTEs 57.97  
f. Statewide cancer registry  
For the statewide cancer registry, and for not more than the following full-time equivalent positions:  
..... \$ 149,051  
..... FTEs 2.10  
g. Substance abuse consortium  
For moneys to be allocated to the Iowa consortium for substance abuse research and evaluation, and for not more than the following full-time equivalent position:  
..... \$ 55,529  
..... FTEs 1.00  
h. Center for biocatalysis  
For the center for biocatalysis, and for not more than the following full-time equivalent positions:  
..... \$ 723,727  
..... FTEs 6.28  
i. Primary health care initiative  
For the primary health care initiative in the college of medicine, and for not more than the following full-time equivalent positions:  
..... \$ 648,930  
..... FTEs 5.89  
From the moneys appropriated in this lettered paragraph, \$254,889 shall be allocated to the department of family practice at the state university of Iowa college of medicine for family practice faculty and support staff.  
j. Birth defects registry  
For the birth defects registry, and for not more than the following full-time equivalent position:  
..... \$ 38,288  
..... FTEs 1.00  
k. Larned A. Waterman Iowa nonprofit resource center  
For the Larned A. Waterman Iowa nonprofit resource center,

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and for not more than the following full-time equivalent positions:

.....	\$	162,539
.....	FTEs	2.75

1. Iowa online advanced placement academy science, technology, engineering, and mathematics initiative

For the establishment of the Iowa online advanced placement academy science, technology, engineering, and mathematics initiative:

.....	\$	481,849
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m. For the Iowa flood center for use by the university's college of engineering pursuant to section 466C.1:

.....	\$	1,500,000
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3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	173,986,353
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.....	FTEs	3,647.42
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b. Agricultural experiment station

For the agricultural experiment station salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	28,111,877
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.....	FTEs	546.98
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c. Cooperative extension service in agriculture and home economics

For the cooperative extension service in agriculture and home economics salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	18,266,722
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.....	FTEs	383.34
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d. Leopold center

For agricultural research grants at Iowa state university of science and technology under section 266.39B, and for not more than the following full-time equivalent positions:

.....	\$	397,417
.....	FTEs	11.25

e. Livestock disease research

For deposit in and the use of the livestock disease research fund under section 267.8:

.....	\$	172,844
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4. UNIVERSITY OF NORTHERN IOWA

a. General university

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	83,222,819
.....	FTEs	1,447.50

b. Recycling and reuse center

For purposes of the recycling and reuse center, and for not more than the following full-time equivalent positions:

.....	\$	175,256
.....	FTEs	3.00

c. Science, technology, engineering, and mathematics (STEM) collaborative initiative

For purposes of the science, technology, engineering, and mathematics (STEM) collaborative initiative established pursuant to section 268.7, and for not more than the following full-time equivalent positions:

.....	\$	5,200,000
.....	FTEs	6.20

(1) Except as otherwise provided in this lettered paragraph, the moneys appropriated in this lettered paragraph shall be expended for salaries, staffing, institutional support, activities directly related to recruitment of

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kindergarten through grade 12 mathematics and science teachers, and for ongoing mathematics and science programming for students enrolled in kindergarten through grade 12.

(2) The university of northern Iowa shall work with the community colleges to develop STEM professional development programs for community college instructors and STEM curriculum development.

(3) From the moneys appropriated in this lettered paragraph, not less than \$500,000 nor more than \$1,000,000 shall be used to provide technology education opportunities to high school, career academy, and community college students through a public-private partnership, as well as opportunities for students and faculties at these institutions to secure broad-based information technology certification. The Iowa governor's STEM advisory council shall utilize a request for proposals process for contracts to make available, through the regional STEM network hubs, at high schools, career academies, and community colleges, instruction on skills and competencies that are essential for the workplace and which are requested by Iowa's employers. Such a contract shall include the following components:

- (a) A research-based curriculum.
- (b) Online access to the curriculum.
- (c) Instructional software for classroom and student use.
- (d) Certification of skills and competencies in a broad base of information technology-related skill areas.
- (e) Professional development for teachers.
- (f) Deployment and program support, including but not limited to integration with current curriculum standards.

d. Real estate education program

For purposes of the real estate education program, and for not more than the following full-time equivalent position:

.....	\$	125,302
.....	FTEs	1.00

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5. STATE SCHOOL FOR THE DEAF

For salaries, support, maintenance, miscellaneous purposes,  
and for not more than the following full-time equivalent  
positions:

.....	\$	9,030,634
.....	FTEs	126.60

6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

For salaries, support, maintenance, miscellaneous purposes,  
and for not more than the following full-time equivalent  
positions:

.....	\$	3,765,136
.....	FTEs	62.87

7. TUITION AND TRANSPORTATION COSTS

For payment to local school boards for the tuition and  
transportation costs of students residing in the Iowa braille  
and sight saving school and the state school for the deaf  
pursuant to section 262.43 and for payment of certain clothing,  
prescription, and transportation costs for students at these  
schools pursuant to section 270.5:

.....	\$	11,763
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8. LICENSED CLASSROOM TEACHERS

For distribution at the Iowa braille and sight saving school  
and the Iowa school for the deaf based upon the average yearly  
enrollment at each school as determined by the state board of  
regents:

.....	\$	82,049
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Sec. 9. ENERGY COST-SAVINGS PROJECTS — FINANCING. For  
the fiscal year beginning July 1, 2013, and ending June 30,  
2014, the state board of regents may use notes, bonds, or  
other evidences of indebtedness issued under section 262.48 to  
finance projects that will result in energy cost savings in an  
amount that will cause the state board to recover the cost of  
the projects within an average of six years.

Sec. 10. PRESCRIPTION DRUG COSTS. Notwithstanding section

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270.7, the department of administrative services shall pay the state school for the deaf and the Iowa braille and sight saving school the moneys collected from the counties during the fiscal year beginning July 1, 2013, for expenses relating to prescription drug costs for students attending the state school for the deaf and the Iowa braille and sight saving school.

Sec. 11. Section 256I.7, subsection 1, paragraph a, Code 2013, is amended to read as follows:

a. The early childhood Iowa functions for an area shall be performed under the authority of an early childhood Iowa area board. The members of an area board shall be elected officials or members of the public who are not employed by a provider of services to or for the area board. In addition, the membership of an area board shall include representation from early care, education, health, human services, business, and faith interests, and at least one parent, grandparent, or guardian of a child from zero through age five. However, not more than one member shall represent the same entity or interest.

Sec. 12. Section 256I.8, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 3. An area board shall not be a provider of services to or for the area board.

Sec. 13. NEW SECTION. 256I.13 Home visitation program — funding intent.

1. In order to implement the legislative intent stated in sections 135.106 and 256I.9, that priority for home visitation program funding be given to programs using evidence-based or promising models for home visitation, it is the intent of the general assembly to phase in the funding priority as follows:

a. By July 1, 2013, twenty-five percent of state funds expended for home visiting programs are for evidence-based or promising program models.

b. By July 1, 2014, fifty percent of state funds expended for home visiting programs are for evidence-based or promising

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program models.

*c.* By July 1, 2015, seventy-five percent of state funds expended for home visiting programs are for evidence-based or promising program models.

*d.* By July 1, 2016, ninety percent of state funds expended for home visiting programs are for evidence-based or promising program models. The remaining ten percent of funds may be used for innovative program models that do not yet meet the definition of evidence-based or promising programs.

2. For the purposes of this section, unless the context otherwise requires or unless otherwise provided under federal law:

*a.* "*Evidence-based program*" means a program that is based on scientific evidence demonstrating that the program model is effective. An evidence-based program shall be reviewed on site and compared to program model standards by the model developer or the developer's designee at least every five years to ensure that the program continues to maintain fidelity with the program model. The program model shall have had demonstrated significant and sustained positive outcomes in an evaluation utilizing a well-designed and rigorous randomized controlled research design or a quasi-experimental research design, and the evaluation results shall have been published in a peer-reviewed journal.

*b.* "*Family support programs*" includes group-based parent education or home visiting programs that are designed to strengthen protective factors, including parenting skills, increasing parental knowledge of child development, and increasing family functioning and problem solving skills. A family support program may be used as an early intervention strategy to improve birth outcomes, parental knowledge, family economic success, the home learning environment, family and child involvement with others, and coordination with other community resources. A family support program may have a

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specific focus on preventing child maltreatment or ensuring children are safe, healthy, and ready to succeed in school.

*c. "Promising program"* means a program that meets all of the following requirements:

(1) The program conforms to a clear, consistent family support model that has been in existence for at least three years.

(2) The program is grounded in relevant empirically based knowledge.

(3) The program is linked to program-determined outcomes.

(4) The program is associated with a national or state organization that either has comprehensive program standards that ensure high-quality service delivery and continuous program quality improvement or the program model has demonstrated through the program's benchmark outcomes that the program has achieved significant positive outcomes equivalent to those achieved by program models with published significant and sustained results in a peer-reviewed journal.

(5) The program has been awarded the Iowa family support credential and has been reviewed on site at least every five years to ensure the program's adherence to the Iowa family support standards approved by the state board or a comparable set of standards. The on-site review is completed by an independent review team that is not associated with the program or the organization administering the program.

3. *a.* The data reporting requirements adopted by the state board pursuant to section 256I.4 for the family support programs targeted to families expecting a child or with newborn and infant children through age five and funded through the state board shall require the programs to participate in a state-administered internet-based data collection system. The data reporting requirements shall be developed in a manner to provide for compatibility with local data collection systems. The state board's annual report submitted each January to

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the governor and general assembly under section 256I.4 shall include family support program outcomes beginning with the January 2015 report.

b. The data on families served that is collected by the family support programs funded through the early childhood Iowa initiative shall include but is not limited to basic demographic information, services received, funding utilized, and program outcomes for the children and families served. The state board shall adopt performance benchmarks for the family support programs and shall revise the Iowa family support credential to incorporate the performance benchmarks on or before January 1, 2014.

c. The state board shall identify minimum competency standards for the employees and supervisors of family support programs funded through the early childhood Iowa initiative. The state board shall submit recommendations concerning the standards to the governor and general assembly on or before January 1, 2014.

d. The state board shall adopt criminal and child abuse record check requirements for the employees and supervisors of family support programs funded through the early childhood Iowa initiative.

e. The state board shall develop a plan to implement a coordinated intake and referral process for publicly funded family support programs in order to engage the families expecting a child or with newborn and infant children through age five in all communities in the state by July 1, 2015.

Sec. 14. Section 261.113, subsection 5, paragraph a, Code 2013, is amended to read as follows:

a. The amount of loan repayment an eligible student who enters into an agreement pursuant to subsection 3 shall receive ~~upon fulfilling the requirements of subsection 3 if~~ in compliance with obligations under the agreement shall be not ~~more than~~ exceed fifty thousand dollars annually for an

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eligible loan. Payments under this section ~~are limited to~~ may be made for each year of eligible practice during a four-year consecutive five-year period and shall not exceed a total of two hundred thousand dollars.

Sec. 15. Section 261.113, subsection 9, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *d.* If a loan repayment recipient fails to fulfill the obligation to engage in practice in accordance with subsection 3, the recipient shall be subject to repayment to the commission of the loan amount plus interest as specified by rule. A loan repayment recipient who fails to meet the requirements of the obligation to engage in practice in accordance with subsection 3 may also be subject to repayment of moneys advanced by the service commitment area as provided in any agreement with the service commitment area.

Sec. 16. NEW SECTION. 261.114 Rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program — fund — appropriations.

1. *Program established.* A rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program is established to be administered by the college student aid commission for purposes of providing loan repayments for advanced registered nurse practitioner students and physician assistant students who agree to practice as advanced registered nurse practitioners or physician assistants in service commitment areas for five years and meet the requirements of this section.

2. *Eligibility.* An individual is eligible to apply to enter into a program agreement with the commission if the individual is enrolled full-time in and receives a recommendation from an eligible university in a curriculum leading to a doctorate of nursing practice degree or a masters of physician assistant studies degree.

3. *Program agreements.* A program agreement shall be



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entered into by an eligible student and the commission when the eligible student begins the curriculum leading to a doctorate of nursing practice degree or a masters of physician assistant studies degree. Under the agreement, to receive loan repayments pursuant to subsection 5, an eligible student shall agree to and shall fulfill all of the following requirements:

*a.* Receive a doctorate of nursing practice degree or a masters of physician assistant studies degree from an eligible university and obtain a license to practice as an advanced registered nurse practitioner pursuant to chapter 152 or physician assistant pursuant to chapter 148C.

*b.* Within nine months of receiving a degree and obtaining a license in accordance with paragraph "a", engage in the full-time practice as an advanced registered nurse practitioner or physician assistant for a period of sixty consecutive months in the service commitment area specified under subsection 6, unless the loan repayment recipient receives a waiver from the commission to complete the months of practice required under the agreement in another service commitment area pursuant to subsection 6.

*4. Priority to Iowa residents.* The commission shall give priority to eligible students who are residents of Iowa upon enrolling in the eligible university.

*5. Loan repayment amounts.*

*a.* The amount of loan repayment an eligible student who enters into an agreement pursuant to subsection 3 shall receive upon fulfilling the requirements of subsection 3 shall be not more than five thousand dollars annually for an eligible loan. Payments under this section are limited to a four-year period and shall not exceed a total of twenty thousand dollars.

*b.* The commission shall not enter into more than fifteen program agreements annually.

*6. Selection of service commitment area.* A loan repayment recipient shall notify the commission of the recipient's

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service commitment area prior to beginning practice in the area in accordance with subsection 3. The commission may waive the requirement that the loan repayment recipient practice in the same service commitment area for all sixty months.

7. *Rules for additional loan repayment.* The commission shall adopt rules to provide, in addition to loan repayment provided to eligible students pursuant to this section and subject to the availability of surplus funds, loan repayment to an advanced registered nurse practitioner or physician assistant who, as provided in subsection 3, received a degree from an eligible university, obtained a license to practice in this state, and is engaged in full-time practice as an advanced registered nurse practitioner or physician assistant in a service commitment area.

8. *Part-time practice — agreement amended.* A person who entered into an agreement pursuant to subsection 3 may apply to the commission to amend the agreement to allow the person to engage in less than the full-time practice specified in the agreement and under subsection 3. If the commission determines exceptional circumstances exist, the commission and the person may consent to amend the agreement under which the person shall engage in less than full-time practice as an advanced registered nurse practitioner or physician assistant in a service commitment area for an extended period of part-time practice determined by the commission to be proportional to the amount of full-time practice remaining under the original agreement.

9. *Postponement and satisfaction of service obligation.*

a. The obligation to engage in practice in accordance with subsection 3 shall be postponed for the following purposes:

- (1) Active duty status in the armed forces, the armed forces military reserve, or the national guard.
- (2) Service in volunteers in service to America.
- (3) Service in the federal peace corps.

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(4) A period of service commitment to the United States public health service commissioned corps.

(5) A period of religious missionary work conducted by an organization exempt from federal income taxation pursuant to section 501(c)(3) of the Internal Revenue Code.

(6) Any period of temporary medical incapacity during which the person obligated is unable, due to a medical condition, to engage in full-time practice as required under subsection 3.

*b.* Except for a postponement under paragraph "a", subparagraph (6), an obligation to engage in practice under an agreement entered into pursuant to subsection 3, shall not be postponed for more than two years from the time the full-time practice was to have commenced under the agreement.

*c.* An obligation to engage in full-time practice under an agreement entered into pursuant to subsection 3 shall be considered satisfied when any of the following conditions are met:

(1) The terms of the agreement are completed.

(2) The person who entered into the agreement dies.

(3) The person who entered into the agreement, due to a permanent disability, is unable to practice as an advanced registered nurse practitioner or physician assistant.

*d.* If a loan repayment recipient fails to fulfill the obligation to engage in practice in accordance with subsection 3, the recipient shall be subject to repayment to the commission of the loan amount plus interest as specified by rule. A loan repayment recipient who fails to meet the requirements of the obligation to engage in practice in accordance with subsection 3 may also be subject to repayment of moneys advanced by the service commitment area as provided in any agreement with the service commitment area.

10. *Trust fund established.* A rural Iowa advanced registered nurse practitioner and physician assistant trust fund is created in the state treasury as a separate fund under

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the control of the commission. The commission shall remit all repayments made pursuant to this section to the rural Iowa advanced registered nurse practitioner and physician assistant trust fund. All moneys deposited or paid into the trust fund are appropriated and made available to the commission to be used for meeting the requirements of this section. Moneys in the fund up to the total amount that an eligible student may receive for an eligible loan in accordance with this section and upon fulfilling the requirements of subsection 3 shall be considered encumbered for the duration of the agreement entered into pursuant to subsection 3. Notwithstanding section 8.33, any balance in the fund on June 30 of each fiscal year shall not revert to the general fund of the state, but shall be available for purposes of this section in subsequent fiscal years.

11. *Definitions.* For purposes of this section:

*a. "Eligible loan"* means the loan repayment recipient's total federally guaranteed Stafford loan amount under the federal family education loan program or the federal direct loan program, including principal and interest.

*b. "Eligible university"* means either the state university of Iowa college of medicine or Des Moines university — osteopathic medical center.

*c. "Service commitment area"* means a city in Iowa with a population of less than twenty-six thousand that is located more than twenty miles from a city with a population of fifty thousand or more and which provides a two thousand dollar contribution for deposit in the rural Iowa advanced registered nurse practitioner and physician assistant trust fund for each advanced registered nurse practitioner or physician assistant in the community who is participating in the rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program.

Sec. 17. Section 262.9, subsection 19, Code 2013, is amended by adding the following new paragraph:

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NEW PARAGRAPH. *c.* Prohibit the designation of a portion of the tuition moneys collected from resident undergraduate students by institutions of higher education governed by the board for use for student aid purposes. However, such institutions may designate that a portion of the tuition moneys collected from nonresident students be used for such purposes.

Sec. 18. Section 262.9, subsection 22, Code 2013, is amended to read as follows:

22. Assist a nonprofit organization located in Sioux City in the creation of a tristate graduate northwest Iowa regents resource center, comparable to the quad cities graduate southwest Iowa regents resource center, located in the quad cities in Iowa Council Bluffs. The purpose of the Sioux City graduate regents resource center shall be to create graduate postsecondary education opportunities for students living in northwest Iowa.

Sec. 19. Section 273.3, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 24. Be authorized to sell software and support services, professional development programs and materials, online professional development, and online training to entities other than school districts within the state and to school districts and other public agencies located outside of the state. The board may also sell to school districts within this state software and support services, professional development programs and materials, online professional development, and online training which the area education agency is not otherwise required to provide to a school district under this chapter or chapter 256B or 257.

Sec. 20. Section 284.13, subsection 1, paragraphs a, b, c, and d, Code 2013, are amended to read as follows:

*a.* For the fiscal year beginning July 1, ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, to the department of education, the amount of ~~five~~ eight hundred ~~eighty-five~~ forty-six thousand

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two hundred fifty dollars for the issuance of national board certification awards in accordance with section 256.44. Of the amount allocated under this paragraph, not less than eighty-five thousand dollars shall be used to administer the ambassador to education position in accordance with section 256.45.

b. For the fiscal year beginning July 1, ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, an amount up to ~~two~~ three million ~~four~~ five hundred ~~sixty-three~~ thirty-seven thousand ~~five~~ eight hundred ~~ninety~~ seventy-five dollars for first-year and second-year beginning teachers, to the department of education for distribution to school districts and area education agencies for purposes of the beginning teacher mentoring and induction programs. A school district or area education agency shall receive one thousand three hundred dollars per beginning teacher participating in the program. If the funds appropriated for the program are insufficient to pay mentors, school districts, and area education agencies as provided in this paragraph, the department shall prorate the amount distributed to school districts and area education agencies based upon the amount appropriated. Moneys received by a school district or area education agency pursuant to this paragraph shall be expended to provide each mentor with an award of five hundred dollars per semester, at a minimum, for participation in the school district's or area education agency's beginning teacher mentoring and induction program; to implement the plan; and to pay any applicable costs of the employer's share of contributions to federal social security and the Iowa public employees' retirement system or a pension and annuity retirement system established under chapter 294, for such amounts paid by the district or area education agency.

c. For the fiscal year beginning July 1, ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, up to ~~six~~ seven hundred eighty-six thousand eight hundred sixteen dollars to the department for

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purposes of implementing the professional development program requirements of section 284.6, assistance in developing model evidence for teacher quality committees established pursuant to section 284.4, subsection 1, paragraph "c", and the evaluator training program in section 284.10. A portion of the funds allocated to the department for purposes of this paragraph may be used by the department for administrative purposes and for not more than four full-time equivalent positions.

d. For the fiscal year beginning July 1, ~~2012~~ 2013, and ending June 30, ~~2013~~ 2014, an amount up to one million one hundred thirty-six thousand four hundred ten dollars to the department for the establishment of teacher development academies in accordance with section 284.6, subsection 10. A portion of the funds allocated to the department for purposes of this paragraph may be used for administrative purposes.

DIVISION II

FY 2014-2015 APPROPRIATIONS

DEPARTMENT FOR THE BLIND

Sec. 21. ADMINISTRATION. There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,020,908
.....	FTEs	88.00

2. For costs associated with universal access to audio information for blind and print handicapped Iowans:

.....	\$	25,000
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COLLEGE STUDENT AID COMMISSION

Sec. 22. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year

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beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	116,472
.....	FTEs	3.95

2. STUDENT AID PROGRAMS

For payments to students for the Iowa grant program established in section 261.93:

.....	\$	395,588
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3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

For the loan repayment program for health care professionals established pursuant to section 261.19:

.....	\$	200,487
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4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM

For purposes of providing national guard educational assistance under the program established in section 261.86:

.....	\$	2,550,116
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5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM

For the teacher shortage loan forgiveness program established in section 261.112:

.....	\$	196,226
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6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM

For purposes of the all Iowa opportunity foster care grant program established pursuant to section 261.6:

.....	\$	277,029
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7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

a. For purposes of the all Iowa opportunity scholarship program established pursuant to section 261.87:

.....	\$	1,120,427
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b. If the moneys appropriated by the general assembly to the

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college student aid commission for fiscal year 2014-2015 for purposes of the all Iowa opportunity scholarship program exceed \$250,000, "eligible institution" as defined in section 261.87, shall, during fiscal year 2014-2015, include accredited private institutions as defined in section 261.9, subsection 1.

8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS PROGRAM

For purposes of the registered nurse and nurse educator loan forgiveness program established pursuant to section 261.23:

..... \$ 40,426

9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT PROGRAM

For purposes of the barber and cosmetology arts and sciences tuition grant program established pursuant to section 261.18:

..... \$ 18,469

10. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa primary care loan repayment program established pursuant to section 261.113:

..... \$ 800,000

11. RURAL IOWA ADVANCED REGISTERED NURSE PRACTITIONER AND PHYSICIAN ASSISTANT LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program established pursuant to section 261.114, if enacted:

..... \$ 200,000

Sec. 23. IOWA TUITION AND VOCATIONAL TECHNICAL GRANT APPROPRIATIONS FOR FY 2014-2015. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the amounts appropriated from the general fund of the state to the college student aid commission pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For Iowa tuition grants under section 261.25, subsection

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1:

..... \$ 23,256,724

2. For tuition grants for students attending for-profit accredited private institutions located in Iowa under section 261.25, subsection 2:

..... \$ 1,250,000

3. For vocational technical tuition grants under section 261.25, subsection 3:

..... \$ 1,125,092

Sec. 24. CHIROPRACTIC LOAN FUNDS. Notwithstanding section 261.72, the moneys deposited in the chiropractic loan revolving fund created pursuant to section 261.72 may be used for purposes of the chiropractic loan forgiveness program established in section 261.73.

Sec. 25. WORK-STUDY APPROPRIATION FOR FY 2014-2015. Notwithstanding section 261.85, for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the amount appropriated from the general fund of the state to the college student aid commission for the work-study program under section 261.85 shall be zero.

DEPARTMENT OF EDUCATION

Sec. 26. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,044,406

..... FTEs 81.67

2. VOCATIONAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes,

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and for not more than the following full-time equivalent positions:

.....	\$	299,099
.....	FTEs	11.50

3. VOCATIONAL REHABILITATION SERVICES DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,556,584
.....	FTEs	255.00

For purposes of optimizing the job placement of individuals with disabilities, the division shall make its best efforts to work with community rehabilitation program providers for job placement and retention services for individuals with significant disabilities and most significant disabilities. By January 15, 2015, the division shall submit a written report to the general assembly on the division's outreach efforts with community rehabilitation program providers.

b. For matching funds for programs to enable persons with severe physical or mental disabilities to function more independently, including salaries and support, and for not more than the following full-time equivalent position:

.....	\$	19,564
.....	FTEs	1.00

c. For the entrepreneurs with disabilities program established pursuant to section 259.4, subsection 9:

.....	\$	72,768
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d. For costs associated with centers for independent living:

.....	\$	20,147
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4. STATE LIBRARY

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

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..... \$ 1,357,532  
..... FTEs 29.00  
b. For the enrich Iowa program established under section  
256.57:  
..... \$ 1,262,114  
5. PUBLIC BROADCASTING DIVISION  
For salaries, support, maintenance, capital expenditures,  
miscellaneous purposes, and for not more than the following  
full-time equivalent positions:  
..... \$ 3,721,548  
..... FTEs 82.00  
6. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS  
For reimbursement for vocational education expenditures made  
by secondary schools:  
..... \$ 1,315,067  
Moneys appropriated in this subsection shall be used  
to reimburse school districts for vocational education  
expenditures made by secondary schools to meet the standards  
set in sections 256.11, 258.4, and 260C.14.  
7. SCHOOL FOOD SERVICE  
For use as state matching funds for federal programs that  
shall be disbursed according to federal regulations, including  
salaries, support, maintenance, miscellaneous purposes, and for  
not more than the following full-time equivalent positions:  
..... \$ 1,088,399  
..... FTEs 20.58  
8. EARLY CHILDHOOD IOWA FUND — GENERAL AID  
For deposit in the school ready children grants account of  
the early childhood Iowa fund created in section 256I.11:  
..... \$ 2,693,056  
a. From the moneys deposited in the school ready children  
grants account for the fiscal year beginning July 1, 2014, and  
ending June 30, 2015, not more than \$132,975 is allocated for  
the early childhood Iowa office and other technical assistance



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activities. The early childhood Iowa state board shall direct staff to work with the early childhood stakeholders alliance created in section 256I.12 to inventory technical assistance needs. Moneys allocated under this lettered paragraph may be used by the early childhood Iowa state board for the purpose of skills development and support for ongoing training of staff. However, except as otherwise provided in this subsection, moneys shall not be used for additional staff or for the reimbursement of staff.

b. As a condition of receiving moneys appropriated in this subsection, each early childhood Iowa area board shall report to the early childhood Iowa state board progress on each of the local indicators approved by the area board. Each early childhood Iowa area board must also submit an annual budget for the area's comprehensive school ready children grant developed for providing services for children from birth through five years of age, and provide other information specified by the early childhood Iowa state board, including budget amendments as needed. The early childhood Iowa state board shall establish a submission deadline for the annual budget and any budget amendments that allow a reasonable period of time for preparation by the early childhood Iowa area boards and for review and approval or request for modification of the materials by the early childhood Iowa state board. In addition, each early childhood Iowa area board must continue to comply with reporting provisions and other requirements adopted by the early childhood Iowa state board in implementing section 256I.9.

c. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, \$1,159,009 shall be used for efforts to improve the quality of early care, health, and education programs. Moneys allocated pursuant to this paragraph may be used for additional staff and for the reimbursement of staff.

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The early childhood Iowa state board may reserve a portion of the allocation, not to exceed \$44,325, for the technical assistance expenses of the early childhood Iowa state office, including the reimbursement of staff, and shall distribute the remainder to early childhood Iowa areas for local quality improvement efforts through a methodology identified by the early childhood Iowa state board to make the most productive use of the funding, which may include use of the distribution formula, grants, or other means.

d. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, \$412,515 shall be used for support of professional development and training activities for persons working in early care, health, and education by the early childhood Iowa state board in collaboration with the professional development component group of the early childhood Iowa stakeholders alliance maintained pursuant to section 256I.12, subsection 7, paragraph "b", and the early childhood Iowa area boards. Expenditures shall be limited to professional development and training activities agreed upon by the parties participating in the collaboration.

9. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION ASSISTANCE

a. For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:  
..... \$ 2,714,438

b. The amount appropriated in this subsection shall be used for early care, health, and education programs to assist low-income parents with tuition for preschool and other supportive services for children ages three, four, and five who are not attending kindergarten in order to increase the basic family income eligibility requirement to not more than 200 percent of the federal poverty level. In addition, if sufficient funding is available after addressing the needs of

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those who meet the basic income eligibility requirement, an early childhood Iowa area board may provide for eligibility for those with a family income in excess of the basic income eligibility requirement through use of a sliding scale or other copayment provisions.

10. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT EDUCATION

a. For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:  
..... \$ 6,182,217

b. The amount appropriated in this subsection shall be used for family support services and parent education programs targeted to families expecting a child or with newborn and infant children through age five and shall be distributed using the distribution formula approved by the early childhood Iowa state board and shall be used by an early childhood Iowa area board only for family support services and parent education programs targeted to families expecting a child or with newborn and infant children through age five.

11. BIRTH TO AGE THREE SERVICES

For expansion of the federal Individuals with Disabilities Education Improvement Act of 2004, Pub. L. No. 108-446, as amended to January 1, 2013, birth through age three services due to increased numbers of children qualifying for those services:

..... \$ 860,700

From the moneys appropriated in this subsection, \$191,885 shall be allocated to the child health specialty clinic at the state university of Iowa to provide additional support for infants and toddlers who are born prematurely, drug-exposed, or medically fragile.

12. EARLY HEAD START PROJECTS

For early head start projects:

..... \$ 200,000

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The moneys appropriated in this subsection shall be used for implementation and expansion of early head start pilot projects addressing the comprehensive cognitive, social, emotional, and developmental needs of children from birth to age three, including prenatal support for qualified families. The projects shall promote healthy prenatal outcomes and healthy family functioning, and strengthen the development of infants and toddlers in low-income families. Priority shall be given to those organizations that have previously qualified for and received state funding to administer an early head start project.

13. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

To provide moneys for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1:

..... \$ 300,107

Funding under this subsection is limited to \$20 per pupil and shall not exceed the comparable services offered to resident public school pupils.

14. CORE CURRICULUM AND CAREER INFORMATION AND  
DECISION-MAKING SYSTEM

For purposes of implementing the statewide core curriculum for school districts and accredited nonpublic schools and a state-designated career information and decision-making system:

..... \$ 500,000

15. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

For purposes of the student achievement and teacher quality program established pursuant to chapter 284, and for not more than the following full-time equivalent positions:

..... \$ 3,153,675

..... FTEs 2.00

16. JOBS FOR AMERICA'S GRADUATES

For school districts to provide direct services to the most at-risk senior high school students enrolled in school

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districts through direct intervention by a jobs for America's  
graduates specialist:

..... \$ 335,000

17. EDUCATION REFORM

For implementation of the education reform provisions  
pursuant to 2013 Iowa Acts, House File 215, if enacted:

..... \$ 3,420,000

18. SUCCESSFUL PROGRESSION FOR EARLY READERS

For school districts to provide intensive instructional  
services, curricula, initiatives, programs, and supports in  
accordance with section 279.68, subsection 2:

..... \$ 4,000,000

19. IOWA READING RESEARCH CENTER

For the Iowa reading research center established pursuant to  
section 256.9, subsection 53, paragraph "c":

..... \$ 665,500

20. COMPETENCY-BASED EDUCATION

For implementation of certain recommendations of the  
competency-based education task force established pursuant to  
2012 Iowa Acts, chapter 1119, section 2:

..... \$ 212,500

a. From the moneys appropriated in this subsection, not  
less than \$50,000 shall be used to provide grants under a  
competency-based education grant program. Notwithstanding  
section 8.33, moneys received by the department pursuant to  
this lettered paragraph that remain unencumbered or unobligated  
at the close of the fiscal year shall not revert but shall  
remain available for expenditure for the purposes specified in  
this lettered paragraph for the following fiscal year.

b. From the moneys appropriated in this subsection, not  
less than \$50,000 shall be used for writing model competencies,  
not less than \$12,500 shall be used for plans and templates,  
not less than \$50,000 shall be used to develop the assessment  
validation rubric and model assessments, and not less than

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\$50,000 shall be used to design professional development in accordance with the recommendations of the competency-based education task force.

21. MIDWESTERN HIGHER EDUCATION COMPACT

For distribution to the midwestern higher education compact to pay Iowa's member state annual obligation:

..... \$ 50,000

Notwithstanding section 8.33, moneys appropriated for distribution to the midwestern higher education compact pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose designated until the close of the succeeding fiscal year.

22. COMMUNITY COLLEGES

a. For general state financial aid to merged areas as defined in section 260C.2 in accordance with chapters 258 and 260C:

..... \$ 96,637,323

The funds appropriated in this subsection shall be allocated pursuant to the formula established in section 260C.18C.

b. For distribution to community colleges to supplement faculty salaries:

..... \$ 250,000

STATE BOARD OF REGENTS

Sec. 27. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 532,502

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..... FTEs 15.00

The state board of regents shall submit a monthly financial report in a format agreed upon by the state board of regents office and the legislative services agency. The report submitted in December 2014 shall include the five-year graduation rates for the regents universities.

b. For moneys to be allocated to the southwest Iowa regents resource center in Council Bluffs:

..... \$ 91,367

c. For moneys to be allocated to the northwest Iowa regents resource center in Sioux City under section 262.9, subsection 22:

..... \$ 33,301

d. For moneys to be allocated to the quad-cities graduate studies center:

..... \$ 17,257

The board may transfer moneys appropriated under paragraph "b", "c", or "d", of this subsection to any of the other centers specified in paragraph "b", "c", or "d", if the board notifies, in writing, the general assembly and the legislative services agency of the amount, the date, and the purpose of the transfer.

e. For moneys to be distributed to Iowa public radio for public radio operations:

..... \$ 195,784

2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$111,020,675

..... FTEs 5,058.55

b. Oakdale campus

For salaries, support, maintenance, miscellaneous purposes,

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and for not more than the following full-time equivalent positions:

.....	\$	1,093,279
.....	FTEs	38.25

c. State hygienic laboratory

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,201,307
.....	FTEs	102.50

d. Family practice program

For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants to carry out the provisions of chapter 148D for the family practice program, including salaries and support, and for not more than the following full-time equivalent positions:

.....	\$	894,132
.....	FTEs	190.40

e. Child health care services

For specialized child health care services, including childhood cancer diagnostic and treatment network programs, rural comprehensive care for hemophilia patients, and the Iowa high-risk infant follow-up program, including salaries and support, and for not more than the following full-time equivalent positions:

.....	\$	329,728
.....	FTEs	57.97

f. Statewide cancer registry

For the statewide cancer registry, and for not more than the following full-time equivalent positions:

.....	\$	74,526
.....	FTEs	2.10

g. Substance abuse consortium

For moneys to be allocated to the Iowa consortium for

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substance abuse research and evaluation, and for not more than the following full-time equivalent position:

.....	\$	27,765
.....	FTEs	1.00

h. Center for biocatalysis

For the center for biocatalysis, and for not more than the following full-time equivalent positions:

.....	\$	361,863
.....	FTEs	6.28

i. Primary health care initiative

For the primary health care initiative in the college of medicine, and for not more than the following full-time equivalent positions:

.....	\$	324,465
.....	FTEs	5.89

From the moneys appropriated in this lettered paragraph, \$127,445 shall be allocated to the department of family practice at the state university of Iowa college of medicine for family practice faculty and support staff.

j. Birth defects registry

For the birth defects registry, and for not more than the following full-time equivalent position:

.....	\$	19,144
.....	FTEs	1.00

k. Larned A. Waterman Iowa nonprofit resource center

For the Larned A. Waterman Iowa nonprofit resource center, and for not more than the following full-time equivalent positions:

.....	\$	81,270
.....	FTEs	2.75

l. Iowa online advanced placement academy science, technology, engineering, and mathematics initiative

For the establishment of the Iowa online advanced placement academy science, technology, engineering, and mathematics

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initiative:

..... \$ 240,924

m. For the Iowa flood center for use by the university's  
college of engineering pursuant to section 466C.1:

..... \$ 750,000

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, equipment, financial  
aid, miscellaneous purposes, and for not more than the  
following full-time equivalent positions:

..... \$ 86,993,176

..... FTEs 3,647.42

b. Agricultural experiment station

For the agricultural experiment station salaries, support,  
maintenance, miscellaneous purposes, and for not more than the  
following full-time equivalent positions:

..... \$ 14,055,938

..... FTEs 546.98

c. Cooperative extension service in agriculture and home  
economics

For the cooperative extension service in agriculture and  
home economics salaries, support, maintenance, miscellaneous  
purposes, and for not more than the following full-time  
equivalent positions:

..... \$ 9,133,361

..... FTEs 383.34

d. Leopold center

For agricultural research grants at Iowa state university of  
science and technology under section 266.39B, and for not more  
than the following full-time equivalent positions:

..... \$ 198,709

..... FTEs 11.25

e. Livestock disease research

For deposit in and the use of the livestock disease research

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fund under section 267.8:

..... \$ 86,422

4. UNIVERSITY OF NORTHERN IOWA

a. General university

For salaries, support, maintenance, equipment, financial aid, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 41,611,409

..... FTEs 1,447.50

b. Recycling and reuse center

For purposes of the recycling and reuse center, and for not more than the following full-time equivalent positions:

..... \$ 87,628

..... FTEs 3.00

c. Science, technology, engineering, and mathematics (STEM) collaborative initiative

For purposes of the science, technology, engineering, and mathematics (STEM) collaborative initiative established pursuant to section 268.7, and for not more than the following full-time equivalent positions:

..... \$ 2,600,000

..... FTEs 6.20

(1) Except as otherwise provided in this lettered paragraph, the moneys appropriated in this lettered paragraph shall be expended for salaries, staffing, institutional support, activities directly related to recruitment of kindergarten through grade 12 mathematics and science teachers, and for ongoing mathematics and science programming for students enrolled in kindergarten through grade 12.

(2) The university of northern Iowa shall work with the community colleges to develop STEM professional development programs for community college instructors and STEM curriculum development.

(3) From the moneys appropriated in this lettered

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paragraph, not less than \$250,000 nor more than \$500,000 shall be used to provide technology education opportunities to high school, career academy, and community college students through a public-private partnership, as well as opportunities for students and faculties at these institutions to secure broad-based information technology certification. The Iowa governor's STEM advisory council shall utilize a request for proposals process for contracts to make available, through the regional STEM network hubs, at high schools, career academies, and community colleges, instruction on skills and competencies that are essential for the workplace and which are requested by Iowa's employers. Such a contract shall include the following components:

- (a) A research-based curriculum.
- (b) Online access to the curriculum.
- (c) Instructional software for classroom and student use.
- (d) Certification of skills and competencies in a broad base of information technology-related skill areas.
- (e) Professional development for teachers.
- (f) Deployment and program support, including but not limited to integration with current curriculum standards.

d. Real estate education program

For purposes of the real estate education program, and for not more than the following full-time equivalent position:

.....	\$	62,651
.....	FTEs	1.00

5. STATE SCHOOL FOR THE DEAF

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	4,515,317
.....	FTEs	126.60

6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

For salaries, support, maintenance, miscellaneous purposes,

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and for not more than the following full-time equivalent positions:

.....	\$	1,882,568
.....	FTEs	62.87

7. TUITION AND TRANSPORTATION COSTS

For payment to local school boards for the tuition and transportation costs of students residing in the Iowa braille and sight saving school and the state school for the deaf pursuant to section 262.43 and for payment of certain clothing, prescription, and transportation costs for students at these schools pursuant to section 270.5:

.....	\$	5,882
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8. LICENSED CLASSROOM TEACHERS

For distribution at the Iowa braille and sight saving school and the Iowa school for the deaf based upon the average yearly enrollment at each school as determined by the state board of regents:

.....	\$	41,025
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Sec. 28. ENERGY COST-SAVINGS PROJECTS — FINANCING. For the fiscal year beginning July 1, 2014, and ending June 30, 2015, the state board of regents may use notes, bonds, or other evidences of indebtedness issued under section 262.48 to finance projects that will result in energy cost savings in an amount that will cause the state board to recover the cost of the projects within an average of six years.

Sec. 29. PRESCRIPTION DRUG COSTS. Notwithstanding section 270.7, the department of administrative services shall pay the state school for the deaf and the Iowa braille and sight saving school the moneys collected from the counties during the fiscal year beginning July 1, 2014, for expenses relating to prescription drug costs for students attending the state school for the deaf and the Iowa braille and sight saving school.

DIVISION III

WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS FY 2013-2014

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Sec. 30. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF EDUCATION

a. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A:  
..... \$ 15,300,000

From the moneys appropriated in this paragraph, not more than \$100,000 shall be used by the department for administration of the workforce training and economic development funds created pursuant to section 260C.18A.

b. For distribution to community colleges for the purposes of implementing adult education and literacy programs pursuant to section 260C.50:  
..... \$ 5,500,000

(1) From the moneys appropriated in this paragraph, \$3,883,000 shall be allocated pursuant to the formula established in section 260C.18C.

(2) From the moneys appropriated in this paragraph, not more than \$150,000 shall be used by the department for implementation of adult education and literacy programs pursuant to section 260C.50.

(3) From the moneys appropriated in this paragraph, not more than \$1,467,000 shall be distributed as grants to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language. The department shall establish an application process and criteria to award grants pursuant to this subparagraph to community colleges. The criteria shall be based on need for instruction in English as a second language in the region served by each community college as determined by factors



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including data from the latest federal decennial census and outreach efforts to determine regional needs.

(4) From the moneys appropriated in this paragraph, \$210,000 shall be transferred to the department of human services for purposes of administering a pilot project to provide access to international resources to Iowans and new Iowans to provide economic and leadership development resulting in Iowa being a more inclusive and welcoming place to live, work, and raise a family. The pilot project shall provide supplemental support services for international refugees to improve learning, literacy, cultural competencies, and assimilation in 10 locations within a county with a population over 350,000 as determined by the 2010 federal decennial census. The department of human services shall utilize a request for proposals process to identify the entity best qualified to implement the pilot project. The request for proposals shall specify that a qualified entity must be utilizing more than 100 interpreters and translators fluent in over 50 languages and dialects to help medical clinics, government agencies, nonprofit organizations, businesses, and individuals overcome language barriers so that limited English proficient individuals can receive essential services; working with the United States department of state, the United States agency for international development, and a family foundation center for international visitors that facilitates visits from international leaders to build personal and lasting connections between Iowans and professionals from around the world; partnering with business and industry, foundations, and accredited postsecondary educational institutions and other entities located in the state to offer monthly public forums by leading experts and engage youth in global leadership conferences; and leading the state in providing resources to immigrants and refugees through a multilingual guide to the state, a comprehensive resource website, and emergency

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interpretation services.

c. For accelerated career education program capital projects at community colleges that are authorized under chapter 260G and that meet the definition of the term "vertical infrastructure" in section 8.57, subsection 5, paragraph "c":

..... \$ 6,000,000

As a condition of receiving moneys appropriated under this paragraph, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

d. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2, subsection 2:

..... \$ 5,000,000

e. For deposit in the gap tuition assistance fund established pursuant to section 260I.2, subsection 2:

..... \$ 2,000,000

f. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40, subsection 1:

..... \$ 1,500,000

From the moneys appropriated in this paragraph, not more than \$50,000 shall be used by the department for expenses associated with the activities of the secondary career and technical programming task force convened pursuant to this Act.

2. ECONOMIC DEVELOPMENT AUTHORITY

For the purposes of providing assistance under the high quality jobs program as described in section 15.335B:

..... \$ 16,900,000

As a condition of receiving moneys appropriated in this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

3. REGENTS INSTITUTIONS

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a. To the state board of regents for capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in implementation of activities under chapter 262B:

..... \$ 3,000,000

Of the moneys appropriated pursuant to this paragraph, 35 percent shall be allocated for Iowa state university, 35 percent shall be allocated for the university of Iowa, and 30 percent shall be allocated for the university of northern Iowa.

(1) The institutions shall provide a one-to-one match of additional moneys for the activities funded with moneys appropriated under this paragraph.

(2) The state board of regents shall annually submit a report by January 15 of each year to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys allocated under this paragraph. The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor's office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs in the areas of technology commercialization, entrepreneurship, regional development, and market research.

b. To Iowa state university of science and technology for small business development centers, the science and technology research park, and the institute for physical research and technology, and for not more than the following full-time equivalent positions:

..... \$ 2,424,302



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..... FTEs 56.63

(1) Of the moneys appropriated in this paragraph, Iowa state university of science and technology shall allocate at least \$735,728 for purposes of funding small business development centers. Iowa state university of science and technology may allocate moneys appropriated in this paragraph to the various small business development centers in any manner necessary to achieve the purposes of this paragraph.

(2) Iowa state university of science and technology shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

(3) It is the intent of the general assembly that the industrial incentive program focus on Iowa industrial sectors and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the institute for physical research and technology industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection 10, for directed contract research or for nondirected research shall be \$1 for each \$3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be \$1 for each \$1 of state funds. The match required of industrial foundations or trade associations shall be \$1 for each \$1 of state funds.

Iowa state university of science and technology shall report annually to the joint appropriations subcommittee on economic development and the legislative services agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and





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the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

c. To the state university of Iowa for the state university of Iowa research park and for the advanced drug development program at the Oakdale research park, including salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	209,279
.....	FTEs	6.00

The state university of Iowa shall do all of the following:

(1) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(2) Provide emphasis to providing services to Iowa-based companies.

d. To the state university of Iowa for the purpose of implementing the entrepreneurship and economic growth initiative, and for not more than the following full-time equivalent positions:

.....	\$	2,000,000
.....	FTEs	8.00

e. To the university of northern Iowa for the metal casting institute, the MyEntreNet internet application, and the institute of decision making, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,066,419
.....	FTEs	9.75

(1) Of the moneys appropriated pursuant to this paragraph, the university of northern Iowa shall allocate at least \$617,639 for purposes of support of entrepreneurs through the university's regional business center and economic gardening program.

(2) The university of northern Iowa shall do all of the following:

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(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

f. As a condition of receiving moneys appropriated in this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

4. COLLEGE STUDENT AID COMMISSION

For purposes of providing skilled workforce shortage tuition grants in accordance with section 261.130:

..... \$ 5,000,000

5. DEPARTMENT OF WORKFORCE DEVELOPMENT

To develop a long-term sustained program to train unemployed and underemployed central Iowans with skills necessary to advance to higher-paying jobs with full benefits:

..... \$ 100,000

As a condition of receiving moneys appropriated under this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

6. Notwithstanding section 8.33, moneys appropriated in this section of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 31. NEW SECTION. 8.75 Iowa skilled worker and job creation fund.

1. An Iowa skilled worker and job creation fund is created in the state treasury. The fund shall consist of appropriations made to the fund, moneys transferred to the fund, and moneys deposited in the fund as provided by law.

2. The Iowa skilled worker and job creation fund shall be separate from the general fund of the state and the balance



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in the Iowa skilled worker and job creation fund shall not be considered part of the balance of the general fund of the state. However, the Iowa skilled worker and job creation fund shall be considered a special account for the purposes of section 8.53, relating to generally accepted accounting principles. Moneys in the fund may be used for cash flow purposes during a fiscal year provided that any moneys so allocated are returned to the fund by the end of that fiscal year. Notwithstanding section 8.33, moneys in the fund at the end of each fiscal year shall not revert to any other fund but shall remain in the fund for expenditure in subsequent fiscal years.

Sec. 32. Section 15.343, subsection 2, paragraphs a and d, Code 2013, are amended by striking the paragraphs.

Sec. 33. Section 256.9, Code 2013, is amended by adding the following new subsection:

**NEW SUBSECTION. 63.** Administer the workforce training and economic development funds created pursuant to section 260C.18A.

Sec. 34. Section 256.40, Code 2013, is amended to read as follows:

**256.40 Statewide work-based learning intermediary network — fund — steering committee — regional networks.**

1. A statewide work-based learning intermediary network program is established in the department and shall be administered by the department. A separate, statewide work-based learning intermediary network fund is created in the state treasury under the control of the department. The fund shall consist of all moneys deposited in the fund, including any moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the department from federal or private sources for purposes of the program. Notwithstanding section 8.33, moneys in the fund at the end of a fiscal year shall not revert to the general fund of the

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state. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

2. The purpose of the program shall be to ~~build a seamless career, future workforce, and economic development system in Iowa to accomplish all of the following~~ prepare students for the workforce by connecting business and the education system and offering relevant, work-based learning activities to students and teachers. The program shall:

*a.* Better prepare students to make informed postsecondary education and career decisions.

*b.* Provide communication and coordination in order to build and sustain relationships between employers and local youth, the education system, and the community at large.

*c.* Connect students to local career opportunities, creating economic capital for the region using a skilled and available workforce.

~~*d.* Facilitate the sharing of best practices statewide by business and education leaders.~~

~~*e.*~~ *d.* Provide a one-stop contact point for information useful to both educators and employers, including ~~a state-level clearinghouse for~~ information on internships, job shadowing experiences, and other workplace learning opportunities for students that are linked to the state's economic goals students, particularly related to science, technology, engineering, or mathematics occupations, occupations related to critical infrastructure and commercial and residential construction, or targeted industries as defined in section 15.102.

~~*f.* Implement services for all students, staff, and districts within the region and integrate workplace skills into the curriculum.~~

*e.* Integrate services provided through the program with other career exploration-related activities such as the



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student core curriculum plan and the career information and decision-making system developed and administered under section 279.61, where appropriate.

f. Facilitate the attainment of portable credentials of value to employers such as the national career readiness certificate, where appropriate.

g. Develop work-based capacity with employers.

~~h. Improve the skills of Iowa's future workforce.~~

~~i. h.~~ h. Provide core services, which may include student job shadowing, student internships, and teacher or student tours.

3. The department shall establish and facilitate a steering committee comprised of representatives from the department of workforce development, the economic development authority, the community colleges, the institutions under the control of the state board of regents, accredited private institutions, area education agencies, school districts, and the workplace learning connection. The steering committee shall be responsible for the development and implementation of the statewide work-based learning intermediary network.

4. The steering committee shall develop a design for a statewide network comprised of fifteen regional work-based learning intermediary networks. The design shall include network specifications, strategic functions, and desired outcomes. The steering committee shall recommend program parameters and reporting requirements to the department.

5. Each regional network shall establish an advisory council to ~~develop and implement~~ provide advice and assistance to the regional network. The advisory council shall include representatives of business and industry, including construction trade industry professionals, and shall meet at least annually.

6. Each regional network or consortium of networks shall annually submit a work-based learning plan to the department. Each plan shall include provisions to provide core services

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referred to in subsection 2, paragraph "h", to all school districts within the region and for the integration of job shadowing and other work-based learning activities into secondary career and technical education programs.

~~6.~~ 7. a. Funds Moneys deposited in the statewide work-based learning intermediary network fund created in subsection 1 shall be distributed annually to each region for the implementation of the statewide work-based learning intermediary network ~~based upon the distribution of the kindergarten through grade twelve student enrollments in each region. The amount shall not exceed three dollars per student upon approval by the department of the region's work-based learning plan submitted pursuant to subsection 6.~~

b. If the balance in the statewide work-based learning intermediary network fund on July 1 of a fiscal year is one million five hundred thousand dollars or less, the department shall distribute moneys in the fund to regions or consortium of regions on a competitive basis. If the balance in the statewide work-based learning intermediary network fund on July 1 of a fiscal year is greater than one million five hundred thousand dollars, the department shall distribute one hundred thousand dollars to each region and distribute the remaining moneys pursuant to the formula established in section 260C.18C.

~~7.~~ 8. The department shall provide oversight of the statewide work-based learning intermediary network ~~and shall annually evaluate the statewide and regional network progress toward the outcomes identified by the steering committee pursuant to subsection 4.~~ The department shall require each region to submit an annual report on its ongoing implementation of the statewide work-based learning intermediary network program to the department.

~~8.~~ 9. Each regional network shall match the ~~funds~~ moneys received pursuant to subsection ~~6~~ 7 with financial resources equal to at least twenty-five percent of the amount of

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the ~~funds~~ moneys received pursuant to subsection ~~6~~ 7. The financial resources used to provide the match may include private donations, in-kind contributions, or public ~~funds~~ moneys other than the ~~funds~~ moneys received pursuant to subsection ~~6~~ 7.

10. The state board of education shall adopt rules under chapter 17A for the administration of this section.

Sec. 35. Section 260C.18A, subsection 1, paragraph b, Code 2013, is amended to read as follows:

b. Moneys in the funds shall consist of any moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the ~~economic development authority~~ department from federal sources or private sources for placement in the funds. Notwithstanding section 8.33, moneys in the funds at the end of each fiscal year shall not revert to any other fund but shall remain in the funds for expenditure in subsequent fiscal years.

Sec. 36. Section 260C.18A, subsection 2, paragraph c, Code 2013, is amended to read as follows:

c. For the development and implementation of career academies designed to provide new career preparation opportunities for high school students that are formally linked with postsecondary career and technical education programs. For purposes of this section, "*career academy*" means a program of study that combines a minimum of two years of secondary education with an associate degree, or the equivalent, career preparatory program in a nonduplicative, sequential course of study that is standards based, integrates academic and technical instruction, utilizes work-based and worksite learning where appropriate and available, utilizes an individual career planning process with parent involvement, and leads to an associate degree or postsecondary diploma or certificate in a career field that prepares an individual for entry and advancement in a high-skill and reward career

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field and further education. The ~~economic development authority state board~~, in conjunction with the ~~state board of education and the~~ division of community colleges and workforce preparation of the department of education, shall adopt administrative rules for the development and implementation of such career academies pursuant to section 256.11, subsection 5, paragraph "h", section 260C.1, and Tit. II of Pub. L. No. 105-332, Carl D. Perkins Vocational and Technical Education Act of 1998.

Sec. 37. Section 260C.18A, subsection 2, paragraph e, Code 2013, is amended by striking the paragraph.

Sec. 38. Section 260C.18A, subsection 3, Code 2013, is amended to read as follows:

3. The ~~economic development authority~~ department shall allocate the moneys appropriated pursuant to this section to the community college workforce training and economic development funds utilizing the same distribution formula used for the allocation of state general aid to the community colleges.

Sec. 39. Section 260C.18A, subsection 4, paragraph d, Code 2013, is amended to read as follows:

d. Annually submit the two-year plan and progress report to the ~~economic development authority~~ department in a manner prescribed by rules adopted by the department pursuant to chapter 17A.

Sec. 40. NEW SECTION. **260C.50 Adult education and literacy programs.**

1. For purposes of this section, "*adult education and literacy programs*" means adult basic education, adult education leading to a high school equivalency diploma under chapter 259A, English as a second language instruction, workplace and family literacy instruction, or integrated basic education and technical skills instruction.

2. The department and the community colleges shall jointly





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implement adult education and literacy programs to assist adults and youths sixteen years of age and older who are not in school in obtaining the knowledge and skills necessary for further education, work, and community involvement.

3. The state board, in consultation with the community colleges, shall prescribe standards for adult education and literacy programs including but not limited to contextualized and integrated instruction, assessments, instructor qualification and professional development, data collection and reporting, and performance benchmarks.

4. The state board, in consultation with the community colleges, shall adopt rules pursuant to chapter 17A to administer this section.

Sec. 41. Section 260F.6, subsection 2, Code 2013, is amended to read as follows:

2. To provide funds for the present payment of the costs of a training program by the business, the community college may provide to the business an advance of the moneys to be used to pay for the program costs as provided in the agreement. To receive the funds for this advance from the job training fund established in subsection 1, the community college shall submit an application to the economic development authority. The amount of the advance shall not exceed ~~twenty-five~~ fifty thousand dollars for any business site, or ~~fifty~~ one hundred thousand dollars within a three-fiscal-year period for any business site. If the project involves a consortium of businesses, the maximum award per project shall not exceed fifty one hundred thousand dollars. Participation in a consortium does not affect a business site's eligibility for individual project assistance. Prior to approval a business shall agree to match program amounts in accordance with criteria established by the authority.

Sec. 42. Section 260H.2, Code 2013, is amended to read as follows:

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**260H.2 Pathways for academic career and employment program  
— fund.**

1. A pathways for academic career and employment program is established to provide funding to community colleges for the development of projects in coordination with the economic development authority, the department of education, the department of workforce development, regional advisory boards established pursuant to section 84A.4, and community partners to implement a simplified, streamlined, and comprehensive process, along with customized support services, to enable eligible participants to acquire effective academic and employment training to secure gainful, quality, in-state employment.

2. a. A pathways for academic career and employment fund is created for the community colleges in the state treasury to be administered by the department of education. The moneys in the pathways for academic career and employment fund are appropriated to the department of education for the pathways for academic career and employment program.

b. The aggregate total of grants awarded from the pathways for academic career and employment fund during a fiscal year shall not be more than five million dollars.

c. Moneys in the fund shall be allocated pursuant to the formula established in section 260C.18C. Notwithstanding section 8.33, moneys in the fund at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for expenditure for the purpose designated for subsequent fiscal years. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

Sec. 43. Section 260H.3, subsection 1, paragraph b, Code 2013, is amended to read as follows:

b. Persons earning incomes at or below two hundred fifty percent of the federal poverty level as defined by the most

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recently revised poverty income guidelines published by the United States department of health and human services.

Sec. 44. Section 260H.4, subsection 2, paragraph b, Code 2013, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (5) Any other industry designated as in-demand by a regional advisory board established pursuant to section 84A.4.

Sec. 45. Section 260H.4, subsection 2, paragraph c, Code 2013, is amended by striking the paragraph.

Sec. 46. NEW SECTION. **260H.7A Pathway navigators.**

1. A community college may use moneys for the pathways for academic career and employment program to employ pathway navigators to assist students applying for or enrolled in eligible pathways for academic career and employment projects.

2. Pathway navigators shall provide services and support to aid students in selecting pathways for academic career and employment projects that will result in gainful, quality, in-state employment and to ensuring students are successful once enrolled in pathways for academic career and employment projects. Services the pathway navigators may provide include but are not limited to the following:

*a.* Interviewing and selecting students for enrollment in pathways for academic career and employment projects.

*b.* Assessing students' skills, interests, and previous academic and work experience for purposes of placement in pathways for academic career and employment projects.

*c.* Working with students to develop academic and career plans and to adjust such plans as needed.

*d.* Assisting students in applying for and receiving resources for financial aid and other forms of tuition assistance.

*e.* Assisting students with the admissions process, remedial education, academic credit transfer, meeting assessment requirements, course registration, and other procedures

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necessary for successful completion of pathways for academic career and employment projects.

*f.* Assisting in identifying and resolving obstacles to students' successful completion of pathways for academic career and employment projects.

*g.* Connecting students with useful college resources or outside support services such as access to child care, transportation, and tutorial assistance, as needed.

*h.* Maintaining ongoing contact with students enrolled in pathways for academic career and employment projects and ensuring students are making satisfactory progress toward the successful completion of projects.

*i.* Providing support to students transitioning from remedial education, short-term training, and classroom experience to employment.

*j.* Coordinating activities with community-based organizations that serve as key recruiters for pathways for academic career and employment projects and assisting students throughout the recruitment process.

*k.* Coordinating adult basic education services.

Sec. 47. NEW SECTION. **260H.7B Regional industry sector partnerships.**

1. A community college may use moneys for the pathways for academic career and employment program to provide staff and support for the development and implementation of regional industry sector partnerships within the region served by the community college.

2. Regional, industry sector partnerships may include but are not limited to the following activities:

*a.* Bringing together representatives from industry sectors, government, education, local workforce boards, community-based organizations, labor, economic development organizations, and other stakeholders within the regional labor market to determine how pathways for academic career and employment

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projects should address workforce skills gaps, occupational shortages, and wage gaps.

*b.* Integrating pathways for academic career and employment projects and other existing supply-side strategies with workforce needs within the region served by the community college.

*c.* Developing pathways for academic career and employment projects that focus on the workforce skills, from entry level to advanced, required by industry sectors within the region served by the community college.

*d.* Structuring pathways so that instruction and learning of workforce skills are aligned with industry-recognized standards where such standards exist.

Sec. 48. Section 260I.4, subsection 6, Code 2013, is amended to read as follows:

6. Eligibility for tuition assistance under this chapter shall be limited to persons earning incomes at or below two hundred fifty percent of the federal poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

Sec. 49. Section 260I.5, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Costs of providing direct staff support services including but not limited to marketing, outreach, application, interview, and assessment processes. Eligible costs for this purpose shall be limited to twenty percent of any allocation of moneys to the two smallest community colleges, ten percent of any allocation of moneys to the two largest community colleges, and fifteen percent of any allocation of moneys to the remaining eleven community colleges. Community college size shall be determined based on the most recent three-year rolling average full-time equivalent enrollment.



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Sec. 50. Section 423F.3, subsection 3, Code 2013, is amended by adding the following new paragraph:

NEW PARAGRAPH. *0c.* The board of directors may use funds received under the operation of this chapter for a joint infrastructure project with one or more school districts or one or more school districts and a community college established under chapter 260C, for which buildings or facilities are constructed or leased for the purpose of offering classes under a district-to-community college sharing agreement or concurrent enrollment program that meets the requirements for funding under section 257.11, subsection 3. If the board intends to use funds received under the operation of this chapter for such a joint infrastructure project, the board shall adopt a revenue purpose statement or amend an existing revenue purpose statement, subject to approval of the electors, stating the proposed use of the funds.

Sec. 51. Section 423F.3, subsection 3, paragraph c, Code 2013, is amended to read as follows:

*c.* The board secretary shall notify the county commissioner of elections of the intent to take ~~the~~ an issue to the voters pursuant to paragraph "b" or "0c". The county commissioner of elections shall publish the notices required by law for special or general elections, and the election shall be held on a date specified in section 39.2, subsection 4, paragraph "c". A majority of those voting on the question must favor approval of the revenue purpose statement. If the proposal is not approved, the school district shall not submit the same or new revenue purpose statement to the electors for a period of six months from the date of the previous election.

Sec. 52. SECONDARY CAREER AND TECHNICAL PROGRAMMING TASK FORCE.

1. The director of the department of education, or the director's designee, shall convene a task force that includes secondary and postsecondary education stakeholders, including

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representatives from business, industry, construction trade industry professionals, and labor, to review current secondary career and technical programming offered by community colleges and make recommendations for programming that reduces skill shortages, enhances the state's economic growth, and ensures that all students statewide have access to high quality globally competitive career and technical education programs.

2. The task force shall review appropriate provisions of the Iowa Code, including but not limited to Code chapter 258, relating to vocational education, and section 256.11, subsection 5, paragraph "h", relating to vocational service area requirements in the core curriculum standards for grades nine through 12, and related provisions of the Iowa administrative code. The task force shall consider measures to ensure rigorous standards, consistency in program quality statewide, alignment with postsecondary programs leading to middle-skill occupations with family-sustaining wages, curricula that align workforce skills with industry-recognized standards where such standards exist, responsiveness to labor market needs, robust business and industry participation, including participation on advisory committees, and efficient statewide delivery of programming. The task force shall also review the definition of "career academy" for purposes of Code sections 260C.18A and 261E.10, and review and recommend core components of career academies and regional centers.

3. The task force shall recommend specific changes in policy or statute to ensure that all students statewide have access to high-quality, globally competitive career and technical education programs. The task force shall submit an interim progress report by January 15, 2014, and a final report with its findings and recommendations by November 1, 2015, to the state board of education, the governor, and the general assembly.

Sec. 53. BOARD OF REGENTS REPORT. By January 15, 2014, the

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state board of regents shall submit a report on the progress of regents institutions in meeting the strategic plan for technology transfer and economic development to the secretary of the senate, the chief clerk of the house of representatives, and the legislative services agency.

DIVISION IV

WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS FY 2014-2015

Sec. 54. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF EDUCATION

a. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A:

..... \$ 7,650,000

From the moneys appropriated in this paragraph, not more than \$50,000 shall be used by the department for administration of the workforce training and economic development funds created pursuant to section 260C.18A.

b. For distribution to community colleges for the purposes of implementing adult education and literacy programs pursuant to section 260C.50:

..... \$ 2,750,000

(1) From the moneys appropriated in this paragraph, \$1,941,500 shall be allocated pursuant to the formula established in section 260C.18C.

(2) From the moneys appropriated in this paragraph, not more than \$75,000 shall be used by the department for implementation of adult education and literacy programs pursuant to section 260C.50.

(3) From the moneys appropriated in this paragraph, not more than \$733,500 shall be distributed as grants to community





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colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language. The department shall establish an application process and criteria to award grants pursuant to this subparagraph to community colleges. The criteria shall be based on need for instruction in English as a second language in the region served by each community college as determined by factors including data from the latest federal decennial census and outreach efforts to determine regional needs.

(4) From the moneys appropriated in this paragraph, \$105,000 shall be transferred to the department of human services for purposes of administering a pilot project to provide access to international resources to Iowans and new Iowans to provide economic and leadership development resulting in Iowa being a more inclusive and welcoming place to live, work, and raise a family. The pilot project shall provide supplemental support services for international refugees to improve learning, literacy, cultural competencies, and assimilation in 10 locations within a county with a population over 350,000 as determined by the 2010 federal decennial census. The department of human services shall utilize a request for proposals process to identify the entity best qualified to implement the pilot project. The request for proposals shall specify that a qualified entity must be utilizing more than 100 interpreters and translators fluent in over 50 languages and dialects to help medical clinics, government agencies, nonprofit organizations, businesses, and individuals overcome language barriers so that limited English proficient individuals can receive essential services; working with the United States department of state, the United States agency for international development, and a family foundation center for international visitors that facilitates visits from international leaders to build personal and lasting connections between Iowans and professionals from around the

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world; partnering with business and industry, foundations, and accredited postsecondary educational institutions and other entities located in the state to offer monthly public forums by leading experts and engage youth in global leadership conferences; and leading the state in providing resources to immigrants and refugees through a multilingual guide to the state, a comprehensive resource website, and emergency interpretation services.

c. For accelerated career education program capital projects at community colleges that are authorized under chapter 260G and that meet the definition of the term "vertical infrastructure" in section 8.57, subsection 5, paragraph "c":  
..... \$ 3,000,000

As a condition of receiving moneys appropriated under this paragraph, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

d. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2, subsection 2:  
..... \$ 2,500,000

e. For deposit in the gap tuition assistance fund established pursuant to section 260I.2, subsection 2:  
..... \$ 1,000,000

f. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40, subsection 1:  
..... \$ 750,000

From the moneys appropriated in this paragraph, not more than \$25,000 shall be used by the department for expenses associated with the activities of the secondary career and technical programming task force convened pursuant to this Act.

2. ECONOMIC DEVELOPMENT AUTHORITY

For the purposes of providing assistance under the high



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quality jobs program as described in section 15.335B:

..... \$ 8,450,000

As a condition of receiving moneys appropriated in this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

3. REGENTS INSTITUTIONS

a. To the state board of regents for capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in implementation of activities under chapter 262B:

..... \$ 1,500,000

Of the moneys appropriated pursuant to this paragraph, 35 percent shall be allocated for Iowa state university, 35 percent shall be allocated for the university of Iowa, and 30 percent shall be allocated for the university of northern Iowa.

(1) The institutions shall provide a one-to-one match of additional moneys for the activities funded with moneys appropriated under this paragraph.

(2) The state board of regents shall annually submit a report by January 15 of each year to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys allocated under this paragraph. The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor's office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs in the areas of technology commercialization,

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entrepreneurship, regional development, and market research.

b. To Iowa state university of science and technology for small business development centers, the science and technology research park, and the institute for physical research and technology, and for not more than the following full-time equivalent positions:

.....	\$	1,212,151
.....	FTEs	56.63

(1) Of the moneys appropriated in this paragraph, Iowa state university of science and technology shall allocate at least \$367,864 for purposes of funding small business development centers. Iowa state university of science and technology may allocate moneys appropriated in this paragraph to the various small business development centers in any manner necessary to achieve the purposes of this paragraph.

(2) Iowa state university of science and technology shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

(3) It is the intent of the general assembly that the industrial incentive program focus on Iowa industrial sectors and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the institute for physical research and technology industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection 10, for directed contract research or for nondirected research shall be \$1 for each \$3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be \$1 for each \$1 of

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state funds. The match required of industrial foundations or trade associations shall be \$1 for each \$1 of state funds.

Iowa state university of science and technology shall report annually to the joint appropriations subcommittee on economic development and the legislative services agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

c. To the state university of Iowa for the state university of Iowa research park and for the advanced drug development program at the Oakdale research park, including salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	104,640
.....	FTEs	6.00

The state university of Iowa shall do all of the following:

(1) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(2) Provide emphasis to providing services to Iowa-based companies.

d. To the state university of Iowa for the purpose of implementing the entrepreneurship and economic growth initiative, and for not more than the following full-time equivalent positions:

.....	\$	1,000,000
.....	FTEs	8.00

e. To the university of northern Iowa for the metal casting institute, the MyEntreNet internet application, and the institute of decision making, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	533,209
.....	FTEs	9.75

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(1) Of the moneys appropriated pursuant to this paragraph, the university of northern Iowa shall allocate at least \$308,819 for purposes of support of entrepreneurs through the university's regional business center and economic gardening program.

(2) The university of northern Iowa shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

f. As a condition of receiving moneys appropriated in this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

4. COLLEGE STUDENT AID COMMISSION

For purposes of providing skilled workforce shortage tuition grants in accordance with section 261.130:

..... \$ 2,500,000

5. DEPARTMENT OF WORKFORCE DEVELOPMENT

To develop a long-term sustained program to train unemployed and underemployed central Iowans with skills necessary to advance to higher-paying jobs with full benefits:

..... \$ 50,000

As a condition of receiving moneys appropriated under this subsection, an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

6. Notwithstanding section 8.33, moneys appropriated in this section of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.>

2. Title page, by striking line 4 and inserting <education,



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the economic development authority, the department of workforce  
development, and the state board of regents, and providing for>

ON THE PART OF THE HOUSE:

ON THE PART OF THE SENATE:

---

CECIL DOLECHECK, CHAIRPERSON

---

BRIAN SCHOENJAHN, CHAIRPERSON

---

CURT HANSON

---

WALLY E. HORN

---

RON JORGENSEN

---

HERMAN C. QUIRMBACH

---

ROB TAYLOR



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REPORT OF THE CONFERENCE COMMITTEE  
ON SENATE FILE 435

To the President of the Senate and the Speaker of the House  
of Representatives:

We, the undersigned members of the conference committee  
appointed to resolve the differences between the Senate and  
House of Representatives on Senate File 435, a bill for an  
Act relating to and making appropriations involving state  
government entities involved with agriculture, natural  
resources, and environmental protection, respectfully make the  
following report:

1. That the Senate recedes from its amendment, H-1371.
2. That the House amendment, S-3178, to Senate File 435,  
as amended, passed, and reprinted by the Senate, is amended to  
read as follows:

1. Page 4, after line 9 by inserting:

<DIVISION \_\_\_\_

GENERAL FUND

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

WATER QUALITY

APPROPRIATIONS FOR FY 2013-2014

Sec. \_\_\_\_ . WATER QUALITY INITIATIVE — GENERAL.

1. There is appropriated from the general fund of the state  
to the department of agriculture and land stewardship for the  
fiscal year beginning July 1, 2013, and ending June 30, 2014,  
the following amount, or so much thereof as is necessary, to be  
used for the purposes designated:

For deposit in the water quality initiative fund created  
in section 466B.45, as enacted by this Act, for purposes of  
supporting the water quality initiative administered by the  
soil conservation division as provided in section 466B.42, as  
enacted by this Act, including salaries, support, maintenance,  
miscellaneous purposes, and for not more than the following  
full-time equivalent positions:

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..... \$ 2,400,000  
..... FTEs 1.00

2. The moneys appropriated in subsection 1 shall be used to support reducing nutrients in subwatersheds as designated by the division that are part of high-priority watersheds identified by the water resources coordinating council established pursuant to section 466B.3. In supporting reducing nutrients in subwatersheds, the division shall establish and administer demonstration projects as follows:

a. The demonstration projects shall utilize water quality practices as described in the latest revision of the document entitled "Iowa Nutrient Reduction Strategy" initially presented in November 2012 by the department of agriculture and land stewardship, the department of natural resources, and Iowa state university of science and technology.

b. The division shall implement demonstration projects as provided in paragraph "a" by providing for participation by persons who hold a legal interest in agricultural land used in farming. To every extent practical, the division shall provide for collaborative participation by such persons who hold a legal interest in agricultural land located within the same subwatershed.

c. The division shall implement a demonstration project on a cost-share basis as determined by the division. However, the state's share of the amount shall not exceed 50 percent of the estimated cost of establishing the practice as determined by the division or 50 percent of the actual cost of establishing the practice, whichever is less.

d. The demonstration projects shall be used to educate other persons about the feasibility and value of establishing similar water quality practices. The division shall promote field day events for purposes of allowing interested persons to establish water quality practices on their agricultural land.

e. The division shall conduct water quality evaluations



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within supported subwatersheds. Within a reasonable period after accumulating information from such evaluations, the division shall create an aggregated database of water quality practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.

3. The moneys appropriated in subsection 1 shall be used to support education and outreach in a manner that encourages persons who hold a legal interest in agricultural land used for farming to implement water quality practices, including the establishment of such practices in watersheds generally, and not limited to subwatersheds or high-priority watersheds.

4. The moneys appropriated in subsection 1 may be used to contract with persons to coordinate the implementation of efforts provided in this section. Not more than \$150,000 shall be used to support the administration of this section by a full-time equivalent position.

5. Notwithstanding any other provision of law to the contrary, the department may use moneys appropriated in subsection 1 in combination with other moneys appropriated to the department from the environment first fund created in section 8.57A for cost sharing to match the United States department of agriculture, natural resources conservation service, wetland reserve enhancement program.

Sec. \_\_\_\_ . IOWA NUTRIENT RESEARCH CENTER.

1. There is appropriated from the general fund of the state to Iowa state university of science and technology for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting an Iowa nutrient research center as established in section 466B.47, as enacted in this Act:  
..... \$ 1,500,000

2. Notwithstanding section 8.33, moneys appropriated in



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this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2014.

Sec. \_\_\_\_\_. WATER QUALITY INITIATIVE APPROPRIATIONS — FEDERAL MONEYS. The department of agriculture and land stewardship, and its soil conservation division, may use moneys appropriated in this division of this Act to support the water quality initiative, including its projects, as provided in this division of this Act, in combination with other moneys provided by the United States government.

Sec. \_\_\_\_\_. WATER QUALITY INITIATIVE — REPORT. The department of agriculture and land stewardship shall prepare a preliminary report and final report regarding its efforts to administer the water quality initiative as provided in this division. Each report shall include information regarding the establishment of water quality practices, including demonstration projects. The department shall deliver the preliminary report to the governor and general assembly not later than January 15, 2014, and shall deliver the final report to the governor and general assembly not later than January 15, 2015. A report shall not identify an individual or specific agricultural land.>

2. Page 7, line 13, by striking <100,000> and inserting <200,000>

3. Page 7, after line 19 by inserting:

<Sec. \_\_\_\_\_. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND.

1. There is transferred from the general fund of the state to the loess hills development and conservation fund created in section 161D.2 for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For supporting the purposes of the fund:

..... \$ 75,000

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2. a. Of the amount transferred in subsection 1, \$56,250 shall be allocated to the fund's hungry canyons account.

b. Not more than 10 percent of the moneys allocated to the hungry canyons account as provided in paragraph "a" may be used for administrative costs.

3. a. Of the amount transferred in subsection 1, \$18,750 shall be allocated to the fund's loess hills alliance account.

b. Not more than 10 percent of the moneys allocated to the loess hills alliance account as provided in paragraph "a" may be used for administrative costs.

4. Moneys deposited to the loess hills development and conservation fund and its accounts for the fiscal year are appropriated to the authority to be used as provided by law.>

4. Page 7, line 34, by striking <3,487,636> and inserting <3,762,636>

5. Page 10, by striking lines 37 through 44.

6. Page 11, by striking lines 12 through 19.

7. Page 11, line 35, by striking <6,610,000> and inserting <6,360,000>

8. Page 12, line 4, by striking <1,120,000> and inserting <1,320,000>

9. Page 13, line 6, by striking <12,000,000> and inserting <16,000,000>

10. Page 16, after line 12 by inserting:

<DIVISION \_\_\_\_

GENERAL FUND

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

WATER QUALITY

APPROPRIATIONS FOR FY 2014-2015

Sec. \_\_\_\_ . WATER QUALITY INITIATIVE — GENERAL.

1. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be

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used for the purposes designated:

For deposit in the water quality initiative fund created in section 466B.45, as enacted by this Act, for purposes of supporting the water quality initiative administered by the soil conservation division as provided in section 466B.42, as enacted by this Act, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	4,400,000
.....	FTEs	1.00

2. The moneys appropriated in subsection 1 shall be used to support reducing nutrients in subwatersheds as designated by the division that are part of high-priority watersheds identified by the water resources coordinating council established pursuant to section 466B.3. In supporting reducing nutrients in subwatersheds, the division shall establish and administer demonstration projects as follows:

a. The demonstration projects shall utilize water quality practices as described in the latest revision of the document entitled "Iowa Nutrient Reduction Strategy" initially presented in November 2012 by the department of agriculture and land stewardship, the department of natural resources, and Iowa state university of science and technology.

b. The division shall implement demonstration projects as provided in paragraph "a" by providing for participation by persons who hold a legal interest in agricultural land used in farming. To every extent practical, the division shall provide for collaborative participation by such persons who hold a legal interest in agricultural land located within the same subwatershed.

c. The division shall implement a demonstration project on a cost-share basis as determined by the division. However, the state's share of the amount shall not exceed 50 percent of the estimated cost of establishing the practice as determined by

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the division or 50 percent of the actual cost of establishing the practice, whichever is less.

d. The demonstration projects shall be used to educate other persons about the feasibility and value of establishing similar water quality practices. The division shall promote field day events for purposes of allowing interested persons to establish water quality practices on their agricultural land.

e. The division shall conduct water quality evaluations within supported subwatersheds. Within a reasonable period after accumulating information from such evaluations, the division shall create an aggregated database of water quality practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.

3. The moneys appropriated in subsection 1 shall be used to support education and outreach in a manner that encourages persons who hold a legal interest in agricultural land used for farming to implement water quality practices, including the establishment of such practices in watersheds generally, and not limited to subwatersheds or high-priority watersheds.

4. The moneys appropriated in subsection 1 may be used to contract with persons to coordinate the implementation of efforts provided in this section. Not more than \$150,000 shall be used to support the administration of this section by a full-time equivalent position.

5. Notwithstanding any other provision of law to the contrary, the department may use moneys appropriated in subsection 1 in combination with other moneys appropriated to the department from the environment first fund created in section 8.57A for cost sharing to match the United States department of agriculture, natural resources conservation service, wetland reserve enhancement program.

Sec. \_\_\_\_ . IOWA NUTRIENT RESEARCH CENTER.

1. There is appropriated from the general fund of the state



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to Iowa state university of science and technology for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes of supporting an Iowa nutrient research center as established in section 466B.47, as enacted in this Act:

..... \$ 750,000

2. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2015.

Sec. \_\_\_\_ . WATER QUALITY INITIATIVE APPROPRIATIONS — FEDERAL MONEYS. The department of agriculture and land stewardship, and its soil conservation division, may use moneys appropriated in this division of this Act to support the water quality initiative, including its projects, as provided in this division of this Act, in combination with other moneys provided by the United States government.>

11. Page 18, line 44, by striking <50,000> and inserting <100,000>

12. Page 18, after line 50 by inserting:

<Sec. \_\_\_\_ . LOESS HILLS DEVELOPMENT AND CONSERVATION FUND.

1. There is transferred from the general fund of the state to the loess hills development and conservation fund created in section 161D.2 for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For supporting the purposes of the fund:

..... \$ 37,500

2. a. Of the amount transferred in subsection 1, \$28,125 shall be allocated to the fund's hungry canyons account.

b. Not more than 10 percent of the moneys allocated to the hungry canyons account as provided in paragraph "a" may be used



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for administrative costs.

3. a. Of the amount transferred in subsection 1, \$9,375 shall be allocated to the fund's loess hills alliance account.

b. Not more than 10 percent of the moneys allocated to the loess hills alliance account as provided in paragraph "a" may be used for administrative costs.

4. Moneys deposited to the loess hills development and conservation fund and its accounts for the fiscal year are appropriated to the authority to be used as provided by law.>

13. Page 19, line 15, by striking <1,743,818> and inserting <1,881,318>

14. Page 22, by striking lines 14 through 21.

15. Page 22, by striking lines 39 through 46.

16. Page 23, line 12, by striking <2,305,000> and inserting <3,180,000>

17. Page 23, line 31, by striking <560,000> and inserting <660,000>

18. Page 24, by striking lines 18 through 33.

19. Page 24, after line 35 by inserting:

<MANURE MANAGEMENT>

20. Page 24, after line 39 by inserting:

<DIVISION \_\_\_\_

RELATED STATUTORY CHANGES

DNR RADIOS

Sec. \_\_\_\_\_. 2011 Iowa Acts, chapter 128, section 19, subsection 1, as amended by 2012 Iowa Acts, chapter 1135, section 15, is amended to read as follows:

SEC. 19. USE OF MONEYS — RADIOS.

1. Notwithstanding 2010 Iowa Acts, chapter 1191, section 7, the department of natural resources may use the unappropriated balance remaining in the state fish and game protection fund for the fiscal year beginning July 1, 2010, and ending June 30, 2011, to purchase mobile radios to meet federal and state requirements for homeland security and public safety. This

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section applies to those moneys in the fund that are not otherwise used, obligated, or encumbered for payment of health and life insurance premium payments for conservation peace officer retirements for that fiscal year. The department may use such moneys until June 30, ~~2013~~ 2014.

Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION \_\_\_\_  
RELATED STATUTORY CHANGES  
AGRICULTURAL DRAINAGE WELLS

Sec. \_\_\_\_\_. Section 460.303, subsection 3, Code 2013, is amended to read as follows:

3. The Moneys in the fund shall be used are appropriated to support an agricultural drainage well water quality assistance program as provided in section 460.304. Moneys shall be used to provide financial incentives under the program, and to defray expenses by the division in administering the program. However, not more than one percent of the money in the fund is available to defray administrative expenses. The division may adopt rules pursuant to chapter 17A to administer this section.

DIVISION \_\_\_\_  
RELATED STATUTORY CHANGES  
OUTDOOR RECREATION

Sec. \_\_\_\_\_. Section 321G.29, subsection 3, Code 2013, is amended to read as follows:

3. An owner of a snowmobile shall apply to the county recorder for issuance of a certificate of title within thirty days after acquisition. The application shall be on forms the department prescribes and accompanied by the required fee. The application ~~shall be signed and sworn to before a notarial officer as provided in chapter 9B or other person who administers oaths, or~~ shall include a certification signed in writing containing substantially the representation

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that statements made are true and correct to the best of the applicant's knowledge, information, and belief, under penalty of perjury. The application shall contain the date of sale and gross price of the snowmobile or the fair market value if no sale immediately preceded the transfer and any additional information the department requires. If the application is made for a snowmobile last previously registered or titled in another state or foreign country, the application shall contain this information and any other information the department requires.

Sec. \_\_\_\_\_. Section 321I.31, subsection 3, Code 2013, is amended to read as follows:

3. An owner of an all-terrain vehicle shall apply to the county recorder for issuance of a certificate of title within thirty days after acquisition. The application shall be on forms the department prescribes and accompanied by the required fee. The application ~~shall be signed and sworn to before a notary public as provided in chapter 9B or other person who administers oaths, or~~ shall include a certification signed in writing containing substantially the representation that statements made are true and correct to the best of the applicant's knowledge, information, and belief, under penalty of perjury. The application shall contain the date of sale and gross price of the all-terrain vehicle or the fair market value if no sale immediately preceded the transfer and any additional information the department requires. If the application is made for an all-terrain vehicle last previously registered or titled in another state or foreign country, the application shall contain this information and any other information the department requires.

Sec. \_\_\_\_\_. REPEAL. Section 461A.3A, Code 2013, is repealed.

DIVISION \_\_\_\_

RELATED STATUTORY CHANGES

WATERSHED PROTECTION

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Sec. \_\_\_\_\_. Section 466B.2, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. *"Political subdivision"* means a city, county, or soil and water conservation district.

Sec. \_\_\_\_\_. Section 466B.21, subsection 3, Code 2013, is amended by striking the subsection.

Sec. \_\_\_\_\_. NEW SECTION. **466B.41 Definitions.**

As used in this subchapter, unless the context otherwise requires:

1. *"Center"* means the Iowa nutrient research center established pursuant to section 466B.47.

2. *"Council"* means the Iowa nutrient research center advisory council established pursuant to section 466.48.

3. *"Division"* means the division of soil conservation within the department of agriculture and land stewardship as established in section 161A.4.

4. *"Fund"* means the water quality initiative fund created in section 466B.45.

5. *"Nutrient"* includes nitrogen and phosphorus.

Sec. \_\_\_\_\_. NEW SECTION. **466B.42 Water quality initiative.**

The division shall establish a water quality initiative in order to assess and reduce nutrients in this state's watersheds, including subwatersheds, and regional watersheds. The division shall establish and administer projects to reduce nutrients in surface waters from nonpoint sources in a scientific, reasonable, and cost-effective manner. The division shall utilize a pragmatic, strategic, and coordinated approach with the goal of accomplishing reductions over time.

Sec. \_\_\_\_\_. NEW SECTION. **466B.45 Water quality initiative fund.**

1. A water quality initiative fund is created in the state treasury under the management and control of the division.

2. The fund shall include moneys appropriated by the general assembly. The fund may include other moneys available to and

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obtained or accepted by the division, including moneys from public or private sources.

3. Moneys in the fund are appropriated to the division and shall be used exclusively to carry out the provisions of this subchapter as determined by the division, and shall not require further special authorization by the general assembly.

4. *a.* Notwithstanding section 12C.7, interest or earnings on moneys in the fund shall be credited to the fund.

*b.* Notwithstanding section 8.33, moneys appropriated or otherwise credited to the fund for a fiscal year shall not revert to the fund from which appropriated at the close of the fiscal year for which the appropriation was made but shall remain available for expenditure for the purposes designated until the close of the fiscal year that begins three years from the beginning date of the fiscal year for which the appropriation was made.

Sec. \_\_\_\_ **NEW SECTION. 466B.47 Iowa nutrient research center — establishment and purpose.**

1. The state board of regents shall establish and maintain in Ames as part of Iowa state university of science and technology an Iowa nutrient research center.

2. The purpose of the center shall be to pursue a science-based approach to nutrient management research that may include but is not limited to evaluating the performance of current and emerging nutrient management practices, and using an adaptive management framework for providing recommendations for the implementation of nutrient management practices and the development of new nutrient management practices.

3. The center shall be administered by a director who shall be appointed by the dean of the college of agriculture and life sciences of Iowa state university of science and technology.

4. The center shall facilitate collaboration among appropriate institutions of higher education governed by the state board of regents, including but not limited to



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institutes, departments, and centers.

5. Any information collected or received by the center that identifies a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.

Sec. \_\_\_\_\_. NEW SECTION. **466B.48 Iowa nutrient research center advisory council — establishment and purpose.**

1. The state board of regents shall establish and maintain in Ames as part of Iowa state university of science and technology an Iowa nutrient research center advisory council.

2. The council shall consist of the following members:

*a.* The dean of the college of agriculture and life sciences of Iowa state university of science and technology, or the dean's designee.

*b.* The director of the Iowa state university of science and technology extension service, or the director's designee.

*c.* A representative of the IIHR — hydroscience and engineering within the college of engineering of the university of Iowa who shall be appointed by the president of the university.

*d.* A person knowledgeable in an area related to nutrient research who shall be appointed by the president of the university of northern Iowa.

*e.* A person knowledgeable in an area related to nutrient research who shall be appointed by the state association of private colleges and universities.

*f.* The secretary of agriculture or the secretary's designee.

*g.* The administrative director of the soil conservation division of the department of agriculture and land stewardship as provided in chapter 161A, or the administrative director's designee.

*h.* The director of the department of natural resources, or the director's designee.

3. *a.* An appointed or designated member of the council

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shall serve at the pleasure of the person making the appointment or designation.

*b.* A majority of the members of the council as provided in subsection 2 constitutes a quorum. Any action taken by the council must be adopted by the affirmative vote of a majority of its members present, except that a lesser number may adjourn a meeting. The majority shall not include any member who has a conflict of interest and a statement by a member of a conflict of interest shall be conclusive for this purpose.

*c.* The council shall elect a chairperson and any other officers from the membership of the council as the council determines necessary. An officer shall serve for a term required by rules adopted by the council. A vacancy in the membership does not impair the right of a quorum to exercise all rights and perform all duties of the council.

*d.* The council shall adopt rules that it determines are necessary for the conduct of business.

*e.* Only the member appointed by the state association of private colleges and universities is eligible for reimbursement of actual expenses as provided in section 7E.6. However, no member is eligible for a payment of a per diem.

4. The council shall function on a continuing basis for the study, and recommendation of solutions for consideration by the Iowa nutrient research center in carrying out its purpose as provided in section 466B.47.>

21. By striking page 24, line 40, through page 25, line 29.



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22. By renumbering, redesignating, and correcting internal references as necessary.

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

\_\_\_\_\_  
DENNIS H. BLACK, CHAIRPERSON

\_\_\_\_\_  
JACK DRAKE, CHAIRPERSON

\_\_\_\_\_  
DICK L. DEARDEN

\_\_\_\_\_  
BRUCE BEARINGER

\_\_\_\_\_  
MARY JO WILHELM

\_\_\_\_\_  
PAT GRASSLEY

\_\_\_\_\_  
JARAD KLEIN

\_\_\_\_\_  
PATTI RUFF



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Senate Amendment to  
House File 615

H-1452

1 Amend House File 615, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. By striking everything after the enacting clause  
4 and inserting:

5 <Section 1. Section 2.48, subsection 3, Code 2013,  
6 is amended by adding the following new paragraph:

7 NEW PARAGRAPH. *f.* In 2017, the innovation fund  
8 investment tax credit available under section 15E.52.

9 Sec. 2. Section 15E.52, subsection 3, Code 2013, is  
10 amended to read as follows:

11 3. The amount of a tax credit allowed under this  
12 section shall equal ~~twenty~~ twenty-five percent of the  
13 taxpayer's equity investment in an innovation fund.

14 Sec. 3. Section 15E.52, subsection 5, Code 2013, is  
15 amended to read as follows:

16 5. *a.* To receive a tax credit, a taxpayer must  
17 submit an application to the board. The board shall  
18 issue certificates under this section on a first-come,  
19 first-served basis, which certificates may be  
20 redeemed for tax credits. The board shall issue such  
21 certificates so that not more than the amount allocated  
22 for such tax credits under section 15.119, subsection  
23 2, may be claimed. The certificates shall not be  
24 transferable. The board shall not issue a certificate  
25 before September 1, 2014.

26 *b.* If in a fiscal year the aggregate amount of tax  
27 credits applied for exceeds the amount allocated for  
28 that fiscal year under section 15.119, subsection 2,  
29 the board shall establish a wait list for certificates.  
30 Applications that were approved but for which  
31 certificates were not issued shall be placed on the  
32 wait list in the order the applications were received  
33 by the board and shall be given priority for receiving  
34 certificates in succeeding fiscal years.

35 *c.* The board shall not issue a certificate to a  
36 taxpayer for an equity investment in an innovation fund  
37 until such fund has been certified as an innovation  
38 fund pursuant to subsection 7.

39 ~~*b.*~~ *d.* The board shall, in cooperation with  
40 the department of revenue, establish criteria and  
41 procedures for the allocation and issuance of tax  
42 credits by means of certificates issued by the board.  
43 The criteria shall include the contingencies that must  
44 be met for a certificate to be redeemable in order  
45 to receive a tax credit. The procedures established  
46 by the board, in cooperation with the department  
47 of revenue, shall relate to the procedures for the  
48 issuance and transfer of the certificates and for the  
49 redemption of a certificate and related tax credit.

50 *e.* A certificate and related tax credit issued

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1 pursuant to this section shall be deemed a vested right  
2 of the original holder or any transferee thereof, and  
3 the state shall not cause either to be redeemed in such  
4 a way that amends or rescinds the certificate or that  
5 curtails, limits, or withdraws the related tax credit,  
6 except as otherwise provided in this section or upon  
7 consent of the proper holder. A certificate issued  
8 pursuant to this section cannot pledge the credit of  
9 the state and any such certificate so pledged to secure  
10 the debt of the original holder or a transferee shall  
11 not constitute a contract binding the state.

12 Sec. 4. Section 15E.52, subsection 6, Code 2013, is  
13 amended to read as follows:

14 6. ~~A taxpayer shall not redeem a certificate~~  
15 ~~and related tax credit prior to the third tax year~~  
16 ~~following the tax year in which the investment is~~  
17 ~~made.~~ Any tax credit in excess of the taxpayer's  
18 liability for the tax year may be credited to the  
19 tax liability for the following five years or until  
20 depleted, whichever is earlier. A tax credit shall not  
21 be carried back to a tax year prior to the tax year in  
22 which the taxpayer claims the tax credit.

23 Sec. 5. Section 15E.52, subsection 7, Code 2013, is  
24 amended by adding the following new paragraphs:

25 NEW PARAGRAPH. *d.* The fund proposes to provide  
26 multiple rounds of funding and early-stage private  
27 sector funding to innovative businesses with a high  
28 growth potential, and proposes to focus such funding on  
29 innovative businesses that show a potential to produce  
30 commercially viable products or services within a  
31 reasonable period of time.

32 NEW PARAGRAPH. *e.* The fund proposes to evaluate  
33 all prospective innovative businesses using a rigorous  
34 approach and proposes to collaborate and coordinate  
35 with the authority and other state and local entities  
36 in an effort to achieve policy consistency.

37 NEW PARAGRAPH. *f.* The fund proposes to collaborate  
38 with the regents institutions of this state and to  
39 leverage relationships with such institutions in order  
40 to potentially commercialize research developed at  
41 those institutions.

42 NEW PARAGRAPH. *g.* The fund proposes to obtain at  
43 least fifteen million dollars in binding investment  
44 commitments and to invest a minimum of fifteen million  
45 dollars in companies that have a principal place of  
46 business in the state.

47 Sec. 6. Section 15E.52, Code 2013, is amended by  
48 adding the following new subsections:

49 NEW SUBSECTION. 8. The board shall not certify an  
50 innovation fund after June 30, 2018.

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1     NEW SUBSECTION. 9. An innovation fund shall  
2 collect and provide to the board the information  
3 required in subsection 10, paragraphs "e" and "f",  
4 in the manner and form prescribed by the board. An  
5 innovation fund failing to comply with this subsection  
6 may have its certification revoked by the board.  
7     NEW SUBSECTION. 10. On or before January 31  
8 of each year, the board, in cooperation with the  
9 department of revenue, shall submit to the general  
10 assembly and the governor a report describing the  
11 activities of the innovation funds during the preceding  
12 fiscal year. The report shall at a minimum include the  
13 following information:  
14     a. The amount of tax credit certificates issued to  
15 equity investors in each innovation fund.  
16     b. The amount of approved tax credit applications  
17 that were placed on the wait list for certificates.  
18     c. The amount of tax credits claimed.  
19     d. The amount of tax credits transferred to other  
20 persons.  
21     e. The amount of investments in each innovation  
22 fund.  
23     f. For each investment by an innovation fund in a  
24 business:  
25         (1) The amount of the investment.  
26         (2) The name and industry of the business.  
27         (3) The location or locations from which the  
28 business operates.  
29         (4) The number of employees of the business located  
30 in Iowa and the number of employees of the business  
31 located outside Iowa on the date of the initial  
32 investment by the innovation fund in the business.  
33         (5) The number of employees of the business located  
34 in Iowa and the number of employees of the business  
35 located outside Iowa at the close of the fiscal year  
36 which is the subject of the report.  
37     NEW SUBSECTION. 11. Tax credit certificates issued  
38 pursuant to this section may be transferred, in whole  
39 or in part, to any person. A tax credit certificate  
40 shall only be transferred once. Within ninety days of  
41 transfer, the transferee shall submit the transferred  
42 tax credit certificate to the department of revenue  
43 along with a statement containing the transferee's  
44 name, tax identification number, and address,  
45 the denomination that each replacement tax credit  
46 certificate is to carry, and any other information  
47 required by the department of revenue.  
48     NEW SUBSECTION. 12. Within thirty days of  
49 receiving the transferred tax credit certificate  
50 and the transferee's statement, the department of

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1 revenue shall issue one or more replacement tax credit  
2 certificates to the transferee. Each replacement  
3 tax credit certificate must contain the information  
4 required for the original tax credit certificate. A  
5 replacement tax credit certificate may designate a  
6 different tax than the tax designated on the original  
7 tax credit certificate. A tax credit shall not be  
8 claimed by a transferee under this section until a  
9 replacement tax credit certificate identifying the  
10 transferee as the proper holder has been issued.

11 NEW SUBSECTION. 13. The transferee may use the  
12 amount of the tax credit transferred against the taxes  
13 imposed in chapter 422, divisions II, III, and V, and  
14 in chapter 432, and against the moneys and credits  
15 tax imposed in section 533.329, for any tax year the  
16 original transferor could have claimed the tax credit.  
17 Any consideration received for the transfer of the tax  
18 credit shall not be included as income under chapter  
19 422, divisions II, III, and V. Any consideration  
20 paid for the transfer of the tax credit shall not be  
21 deducted from income under chapter 422, divisions II,  
22 III, and V.

23 Sec. 7. EFFECTIVE UPON ENACTMENT. This Act, being  
24 deemed of immediate importance, takes effect upon  
25 enactment.

26 Sec. 8. RETROACTIVE APPLICABILITY. The sections of  
27 this Act amending section 15E.52 apply retroactively to  
28 January 1, 2013, for tax years beginning on or after  
29 that date and for equity investments in an innovation  
30 fund made on or after that date.>

31 2. Title page, by striking lines 2 and 3.

32 3. By renumbering, redesignating, and correcting  
33 internal references as necessary.



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Senate Amendment to  
House File 599

H-1453

1 Amend House File 599, as passed by the House, as  
2 follows:  
3 1. Page 1, before line 1 by inserting:  
4 <DIVISION I  
5 GENERAL PROVISIONS>  
6 2. Page 1, after line 24 by inserting:  
7 <Sec. \_\_\_\_\_. Section 175.8, subsection 1, unnumbered  
8 paragraph 1, Code 2013, is amended to read as follows:  
9 The authority shall submit a report to the governor  
10 and to the members of the general assembly as request  
11 it, not later than January 15 of each year, a. The  
12 report shall be complete and economically designed and  
13 reproduced, report setting forth all of the following:>  
14 3. Page 2, line 22, after <experience> by inserting  
15 <in>  
16 4. Page 9, line 31, by striking <agricultural  
17 development>  
18 5. Page 12, line 9, before <Act> by inserting  
19 <division of this>  
20 6. Page 12, line 11, before <Act> by inserting  
21 <division of this>  
22 7. Page 12, after line 13 by inserting:  
23 <DIVISION II  
24 FUTURE REPEALS  
25 Sec. \_\_\_\_\_. FUTURE REPEALS.  
26 1. The sections of this Act amending sections 2.48,  
27 175.8, 175.37, 422.11M, and 422.33, are repealed. The  
28 Code editor shall revise the applicable Code language  
29 to that language existing in the 2013 Code of Iowa.  
30 2. The sections of this Act enacting section 175.2,  
31 subsection 1, paragraphs "0h", "0t", "00t", and "v",  
32 section 175.36A, section 175.36B, section 175.38, and  
33 section 175.39, are repealed.  
34 3. Any intervening amendments effective prior to  
35 the effective date of this division of this Act that  
36 relates to the beginning farmer tax credit program  
37 shall be stricken with the repeal, unless a subsequent  
38 Act specifically provides otherwise.  
39 Sec. \_\_\_\_\_. PRESERVATION OF EXISTING RIGHTS.  
40 This division of this Act shall not limit, modify,  
41 or otherwise adversely affect any of the following:  
42 1. A tax credit or tax credit certificate issued,  
43 awarded, or allowed before the effective date of this  
44 division of this Act.  
45 2. A taxpayer's right to claim or redeem a tax  
46 credit issued, awarded, or allowed before the effective  
47 date of this division of this Act, including but not  
48 limited to any tax credit carryforward amount.  
49 Sec. \_\_\_\_\_. IOWA FINANCE AUTHORITY. The Iowa  
50 finance authority established in chapter 16 shall

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1 propose legislation to the general assembly necessary  
2 to implement this division of this Act. The Iowa  
3 finance authority shall propose such legislation for  
4 consideration by the general assembly during its 2017  
5 legislative session.

6 Sec. \_\_\_\_\_. EFFECTIVE DATES.

7 1. Except as provided in subsection 2, this  
8 division of this Act takes effect December 31, 2017.

9 2. The section of this division of this Act  
10 which requires the Iowa finance authority to propose  
11 legislation for consideration by the general assembly  
12 takes effect July 1, 2013.>

13 8. By renumbering, redesignating, and correcting  
14 internal references as necessary.



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Senate Amendment to  
House File 640

H-1454

1 Amend House File 640, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. By striking everything after the enacting clause  
4 and inserting:

5 <DIVISION I

6 LEGISLATIVE INTENT

7 Section 1. USE OF RENEWABLE FUELS. The general  
8 assembly finds and declares all of the following:

9 1. In accordance with the federal Energy Policy  
10 Act of 2005, Pub. L. No. 109-58, as amended by the  
11 federal Energy Independence and Security Act of 2007,  
12 Pub. L. No. 110-140, the United States has demonstrated  
13 its commitment to the long-term policy of increasing  
14 the production of clean renewable fuels according to  
15 a renewable fuel standard, sometimes referred to as  
16 "RFS2," by requiring the increased domestic production  
17 and use of renewable fuels, which include total  
18 renewable biofuels such as ethanol, advanced biofuels,  
19 cellulosic and agricultural waste-based biofuels, and  
20 biomass-based biodiesel.

21 2. The renewable fuel standard provides the  
22 foundation for reducing dependence on foreign  
23 sources of crude oil, reducing the price of domestic  
24 transportation fuels, reducing greenhouse gases,  
25 increasing farm income, and encouraging the development  
26 and expansion of a new industry, and consequently  
27 promoting economic growth.

28 3. The rising price of petroleum hampers this  
29 nation's economic recovery and contributes to  
30 increasing retail prices, including increased costs  
31 attributable to the transportation of food and other  
32 goods, that drain the finances of both consumers and  
33 business.

34 4. The United States Environmental Protection  
35 Agency is responsible for establishing and implementing  
36 the renewable fuel standard, including by requiring  
37 that certain volumes of various types of biofuels  
38 be blended in transportation fuels each year with  
39 authority to adjust those volumes due to availability.

40 5. The United States government should renew its  
41 commitment to this nation's energy security, move the  
42 United States toward greater energy independence and  
43 security as required by the federal Energy Independence  
44 and Security Act, and use all efforts to meet the  
45 highest possible renewable fuel volume requirements set  
46 forth in the renewable fuel standard in order to ensure  
47 that this nation achieves energy independence.

48 DIVISION II

49 MOTOR FUEL MARKETING

50 Sec. 2. Section 214A.1, Code 2013, is amended by

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1 adding the following new subsections:  
2 NEW SUBSECTION. 8A. "Distributor" means the same  
3 as defined in section 452A.2.  
4 NEW SUBSECTION. 12A. "Marketer" means a dealer,  
5 distributor, nonrefiner biofuel manufacturer, or  
6 supplier.  
7 NEW SUBSECTION. 16A. "Nonrefiner biofuel  
8 manufacturer" means the same as defined in section  
9 452A.2.  
10 NEW SUBSECTION. 18A. "Pipeline company" means the  
11 same as defined in section 479B.2.  
12 NEW SUBSECTION. 18B. "Refiner" means a person  
13 engaged in the refining of crude oil to produce motor  
14 fuel, and includes any affiliate of such person.  
15 NEW SUBSECTION. 23A. "Supplier" means the same as  
16 defined in section 452A.2.  
17 NEW SUBSECTION. 23B. "Terminal" means the same as  
18 defined in section 452A.2.  
19 NEW SUBSECTION. 23C. "Terminal operator" means the  
20 same as defined in section 452A.2.  
21 NEW SUBSECTION. 23D. "Terminal owner" means the  
22 same as defined in section 452A.2.  
23 Sec. 3. Section 214A.20, subsection 1, Code 2013,  
24 is amended to read as follows:  
25 1. A retail dealer or other marketer, pipeline  
26 company, refiner, terminal operator, or terminal  
27 owner is not liable for damages caused by the use  
28 of incompatible motor fuel dispensed at the retail  
29 dealer's retail motor fuel site, if all of the  
30 following applies:  
31 a. The incompatible motor fuel complies with the  
32 specifications for a type of motor fuel as provided in  
33 section 214A.2.  
34 b. The incompatible motor fuel is selected by a  
35 person other than the retail dealer, including an  
36 employee or agent of the retail dealer the end consumer  
37 of the motor fuel.  
38 c. The incompatible motor fuel is dispensed from a  
39 motor fuel pump that correctly labels the type of fuel  
40 dispensed.  
41 Sec. 4. Section 323.1, Code 2013, is amended by  
42 adding the following new subsections:  
43 NEW SUBSECTION. 01. "Blender pump" means a motor  
44 fuel blender pump as defined in section 214.1 that  
45 dispenses motor fuel or special fuel in a manner  
46 required pursuant to chapters 214 and 214A.  
47 NEW SUBSECTION. 3A. a. "Dispenser" means a meter  
48 or similar commercial weighing and measuring device  
49 used to measure and dispense motor fuel or special  
50 fuel, including renewable fuel, originating from a

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1 storage tank used to store fuel.  
2 *b. "Dispenser"* includes but is not limited to a  
3 motor fuel pump or blender pump.  
4 **NEW SUBSECTION. 7A. "Motor fuel pump"** means the  
5 same as defined in section 214.1 that dispenses motor  
6 fuel or special fuel in a manner that complies with  
7 standards set forth in chapters 214 and 214A.  
8 **NEW SUBSECTION. 7B. "Refiner"** means a person  
9 engaged in the refining of crude oil to produce motor  
10 fuel or special fuel, and includes any affiliate of  
11 such person.  
12 **NEW SUBSECTION. 7C. "Renewable fuel"** means the  
13 same as defined in section 214A.1 that complies with  
14 standards set forth in section 214A.2.  
15 **NEW SUBSECTION. 11. "Storage tank"** means a  
16 motor fuel storage tank as defined in section 214.1,  
17 including an underground storage tank subject to  
18 regulation under chapter 455G.  
19 **NEW SUBSECTION. 12. "Supplier"** means the same as  
20 defined in section 452A.2.  
21 **Sec. 5. NEW SECTION. 323.4A Use of renewable fuel.**  
22 1. Except as provided in subsection 3, this section  
23 applies to a supply agreement or other document  
24 executed on or after the effective date of this  
25 division of this Act by parties who are receiving and  
26 furnishing motor fuel or special fuel as follows:  
27 *a.* A dealer who is a party receiving motor fuel  
28 or special fuel from another party who is a refiner,  
29 supplier, or distributor furnishing the motor fuel or  
30 special fuel.  
31 *b.* A distributor who is a party receiving motor  
32 fuel or special fuel from another party who is a  
33 refiner, supplier, or other distributor furnishing the  
34 motor fuel or special fuel.  
35 2. A supply agreement or other document shall not  
36 contain a provision restricting a dealer or distributor  
37 who is a party receiving motor fuel or special fuel  
38 from the other party furnishing the motor fuel or  
39 special fuel as described in subsection 1 from doing  
40 any of the following:  
41 *a.* Installing, converting, or operating a storage  
42 tank or a dispenser located on the distributor's  
43 or dealer's business premises for use in storing or  
44 dispensing renewable fuel. However, this paragraph  
45 does not apply to a dealer or distributor whose  
46 business premises are leased from the other party  
47 furnishing the renewable fuel.  
48 *b.* Using a dispenser to dispense ethanol blended  
49 gasoline, including gasoline with a specified blend or  
50 a range of blends under chapter 214A, if the dispenser

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1 is approved as required by the state fire marshal for  
2 dispensing the specified blend or range of blends,  
3 including as provided in section 455G.31.  
4     *c.* Purchasing, selling, or dispensing motor fuel  
5 or special fuel that is a renewable fuel from a source  
6 other than the party furnishing other motor fuel or  
7 special fuel, if such party furnishing the other motor  
8 fuel or special fuel does not furnish motor fuel or  
9 special fuel that is a renewable fuel for sale by the  
10 distributor or dealer.  
11     *d.* Marketing the sale of any renewable fuel,  
12 including but not limited to advertising its  
13 availability or price on a sign, on a dispenser, or by  
14 media.  
15     *e.* Selling or dispensing renewable fuel in any  
16 specified area located on the distributor's or dealer's  
17 business premises, including but not limited to any  
18 area in which a name or logo of a franchiser or any  
19 other entity appears.  
20     *f.* Using a payment form for the sale of a renewable  
21 fuel by the retail dealer that is the same type as the  
22 payment form used for the sale of another type of motor  
23 fuel or special fuel by the dealer on the dealer's  
24 retail premises.  
25     3. This section does not apply to any activity  
26 that constitutes mislabeling, misbranding, willful  
27 adulteration, or other trademark violation by a dealer.  
28     Sec. 6. Section 452A.2, Code 2013, is amended by  
29 adding the following new subsections:  
30     NEW SUBSECTION. 6A. "*Conventional blendstock*  
31 *for oxygenate blending*" means one or more motor fuel  
32 components intended for blending with an oxygenate or  
33 oxygenates to produce gasoline.  
34     NEW SUBSECTION. 9A. "*Diesel fuel*" or "*diesel*" means  
35 diesel fuel as defined in section 214A.1.  
36     NEW SUBSECTION. 28A. "*Nonrefiner biofuel*  
37 *manufacturer*" means an entity that produces,  
38 manufactures, or refines biofuel and does not directly  
39 or through a related entity refine, blend, import,  
40 or produce a conventional blendstock for oxygenate  
41 blending, gasoline, or diesel fuel.  
42     NEW SUBSECTION. 30A. "*Refiner*" means a person  
43 engaged in the refining of crude oil to produce motor  
44 fuel or special fuel, and includes any affiliate of  
45 such person.  
46     NEW SUBSECTION. 37A. "*Terminal owner*" means a  
47 person who holds a legal interest or equitable interest  
48 in a terminal.  
49     Sec. 7. NEW SECTION. 452A.6A **Right of distributors**  
50 **and dealers to blend conventional blendstock for**

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1 oxygenate blending, gasoline, or diesel fuel using a  
2 biofuel.

3 1. a. A dealer or distributor may blend a  
4 conventional blendstock for oxygenate blending,  
5 gasoline, or diesel fuel using the appropriate biofuel,  
6 or sell unblended or blended gasoline or diesel fuel on  
7 any premises in this state.

8 b. Paragraph "a" does not apply to the extent that  
9 the use of the premises is restricted by federal,  
10 state, or local law.

11 2. A refiner, supplier, terminal operator, or  
12 terminal owner who in the ordinary course of business  
13 sells or transports a conventional blendstock for  
14 oxygenate blending, gasoline unblended or blended with  
15 a biofuel, or diesel fuel unblended or blended with  
16 a biofuel shall not refuse to sell or transport to  
17 a distributor or dealer any conventional blendstock  
18 for oxygenate blending, unblended gasoline, or  
19 unblended diesel fuel that is at the terminal, based  
20 on the distributor's or dealer's intent to use the  
21 conventional blendstock for oxygenate blending, or  
22 blend the gasoline or diesel fuel with a biofuel.

23 3. This section shall not be construed to do any of  
24 the following:

25 a. Prohibit a distributor or dealer from  
26 purchasing, selling or transporting a conventional  
27 blendstock for oxygenate blending, gasoline that has  
28 not been blended with a biofuel, or diesel fuel that  
29 has not been blended with a biofuel.

30 b. Affect the blender's license requirements under  
31 section 452A.6.

32 c. Prohibit a dealer or distributor from leaving a  
33 terminal with a conventional blendstock for oxygenate  
34 blending, gasoline that has not been blended with a  
35 biofuel, or diesel fuel that has not been blended with  
36 a biofuel.

37 d. Require a nonrefiner biofuel manufacturer to  
38 offer or sell a conventional blendstock for oxygenate  
39 blending, gasoline that has not been blended with a  
40 biofuel, or diesel fuel that has not been blended with  
41 a biofuel.

42 4. A refiner, supplier, terminal operator, or  
43 terminal owner who violates this section is subject to  
44 a civil penalty of not more than ten thousand dollars  
45 per violation. Each day that a violation continues is  
46 deemed a separate offense.

47 DIVISION III

48 STORAGE TANKS

49 Sec. 8. Section 101.21, subsection 1, paragraphs a  
50 through c, Code 2013, are amended to read as follows:

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1 ~~a. Aboveground tanks of~~ An aboveground tank which  
2 complies with any of the following:  
3 ~~(1) Has one thousand one hundred gallons or less~~  
4 ~~capacity.~~  
5 ~~(2) Stores flammable liquids on a farm located~~  
6 ~~outside the limits of a city, if the aboveground tank~~  
7 ~~has two thousand gallons or less capacity.~~  
8 ~~(3) Stores combustible liquids on a farm located~~  
9 ~~outside the limits of a city, if the aboveground tank~~  
10 ~~has five thousand gallons or less capacity.~~  
11 ~~b. Tanks~~ A tank used for storing heating oil for  
12 consumptive use on the premises where stored.  
13 ~~c. Underground~~ An underground storage tank as  
14 defined by section 455B.471.  
15 Sec. 9. Section 101.21, Code 2013, is amended by  
16 adding the following new subsection:  
17 NEW SUBSECTION. 1A. a. "Farm" means land and  
18 associated improvements used to produce agricultural  
19 commodities, if at least one thousand dollars is  
20 annually generated from the sale of the agricultural  
21 commodities.  
22 b. As used in paragraph "a", "commodities" means  
23 crops as defined in section 202.1 or animals as defined  
24 in section 459.102.  
25 Sec. 10. Section 101.22, subsections 4 through 8,  
26 Code 2013, are amended to read as follows:  
27 4. The registration notice of the owner or operator  
28 to the state fire marshal under subsections 1 through  
29 3 shall be accompanied by an annual fee of ~~ten~~ twenty  
30 dollars for each tank included in the notice. All  
31 moneys collected shall be retained by the department of  
32 public safety and are appropriated for the use of the  
33 state fire marshal. The annual renewal fee applies to  
34 all owners or operators who file a registration notice  
35 with the state fire marshal pursuant to subsections 1  
36 through 3.  
37 ~~5. A person who deposits flammable or combustible~~  
38 ~~liquid in an aboveground flammable or combustible~~  
39 ~~liquid storage tank shall notify the owner or operator~~  
40 ~~in writing of the notification requirements of this~~  
41 ~~section.~~  
42 ~~6. A person who sells or constructs a tank intended~~  
43 ~~to be used as an aboveground storage tank shall~~  
44 ~~notify the purchaser of the tank in writing of the~~  
45 ~~notification requirements of this section applicable~~  
46 ~~to the purchaser.~~  
47 ~~7. 6. It is unlawful to deposit flammable or~~  
48 ~~combustible liquid in~~ An owner or operator shall  
49 register an aboveground flammable or combustible liquid  
50 storage tank which has not been registered pursuant to

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1 subsections 1 through 4.

2 ~~8.~~ 7. The state fire marshal shall furnish the  
3 owner or operator of an aboveground flammable or  
4 combustible liquid storage tank with a registration tag  
5 for each aboveground flammable or combustible liquid  
6 storage tank registered with the state fire marshal.

7 ~~a.~~ The owner or operator shall affix the tag to the  
8 fill pipe of each registered aboveground flammable or  
9 combustible liquid storage tank.

10 ~~b.~~ A person who conveys or deposits flammable  
11 or combustible liquid shall inspect the aboveground  
12 flammable or combustible liquid storage tank to  
13 determine the existence or absence of the registration  
14 tag. If a registration tag is not affixed to the  
15 aboveground flammable or combustible liquid storage  
16 tank fill pipe, the person conveying or depositing  
17 the flammable or combustible liquid may deposit the  
18 flammable or combustible liquid in the unregistered  
19 tank. However, only one deposit is allowed into  
20 the unregistered tank, the person making the deposit  
21 shall provide the owner or operator of the tank with  
22 another notice as required by subsection 5, and the  
23 person shall provide the owner or operator with an  
24 aboveground flammable or combustible liquid storage  
25 tank registration form.

26 ~~c.~~ It is the owner or operator's duty to comply  
27 with registration requirements.

28 8. A late registration penalty of twenty-five  
29 dollars is imposed in addition to the registration fee  
30 for a tank registered after the required date.

31 DIVISION IV

32 FUEL TAX

33 Sec. 11. Section 452A.3, subsection 1, unnumbered  
34 paragraph 1, Code 2013, is amended to read as follows:

35 Except as otherwise provided in this section and  
36 in this division, until June 30, 2013 2014, this  
37 subsection shall apply to the excise tax imposed on  
38 each gallon of motor fuel used for any purpose for the  
39 privilege of operating motor vehicles in this state.

40 Sec. 12. Section 452A.3, subsection 1A, Code 2013,  
41 is amended to read as follows:

42 1A. Except as otherwise provided in this section  
43 and in this division, after June 30, 2013 2014, an  
44 excise tax of twenty cents is imposed on each gallon of  
45 motor fuel used for any purpose for the privilege of  
46 operating motor vehicles in this state.

47 Sec. 13. EFFECTIVE UPON ENACTMENT. This division  
48 of this Act, being deemed of immediate importance,  
49 takes effect upon enactment.>

50 2. Title page, lines 6 and 7, by striking<providing

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for liability,>  
2 3. By renumbering, redesignating, and correcting  
3 internal references as necessary.



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Senate Amendment to  
House File 489

H-1455

- 1 Amend House File 489, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 1, before line 1 by inserting:  
4 <Section 1. Section 123.92, subsection 2, Code  
5 2013, is amended to read as follows:  
6 2. a. Every liquor control licensee and class  
7 "B" beer permittee, except a class "E" liquor  
8 control licensee, shall furnish proof of financial  
9 responsibility by the existence of a liability  
10 insurance policy in an amount determined by the  
11 division. If an insurer provides dramshop liability  
12 insurance at a new location to a licensee or permittee  
13 who has a positive loss experience at other locations  
14 for which such insurance is provided by the insurer,  
15 and the insurer bases premium rates at the new location  
16 on the negative loss history of the previous licensee  
17 or permittee at that location, the insurer shall  
18 examine and consider adjusting the premium for the  
19 new location not less than thirty months after the  
20 insurance is issued, based on the loss experience of  
21 the licensee or permittee at that location during that  
22 thirty-month period of time.  
23 b. A dramshop liability insurance policy may be  
24 written on an aggregate limit basis.  
25 c. The purpose of dramshop liability insurance  
26 is to provide protection for members of the public  
27 who experience damages as a result of licensees or  
28 permittees serving patrons beer, wine, or intoxicating  
29 liquor to a point that reaches or exceeds the standard  
30 set forth in law for liability. Minimum coverage  
31 requirements for such insurance are not for the purpose  
32 of making the insurance affordable for all licensees or  
33 permittees regardless of claims experience. A dramshop  
34 liability insurance policy obtained by a licensee or  
35 permittee shall meet the minimum insurance coverage  
36 requirements as determined by the division and is a  
37 mandatory condition for holding a license or permit.  
38 2. Page 1, by striking lines 3 through 12.  
39 3. By striking page 7, line 28, through page 9,  
40 line 29.  
41 4. Page 11, by striking lines 8 through 11.  
42 5. By striking page 15, line 27, through page 17,  
43 line 4.  
44 6. Page 18, after line 25 by inserting:  
45 <Sec. \_\_\_\_\_. AUDIT OF HEALTH INSURANCE CARRIERS.  
46 1. The commissioner of insurance shall conduct an  
47 audit of investment income for the period of time from  
48 July 1, 2012, and ending June 30, 2013, for any health  
49 insurance carrier that covers more than forty percent  
50 of the persons covered by health insurance in the

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1 state. The results of the audit shall be contained in  
2 a report prepared by the commissioner and delivered to  
3 the general assembly by September 30, 2013. The cost  
4 of the audit shall be assessed to each health insurance  
5 carrier that is audited.  
6 2. The audit and report shall include but are not  
7 limited to information about the following:  
8 a. The investments from which income is derived,  
9 specifying the amount of investment income and the  
10 percentage of total investment income derived from each  
11 investment.  
12 b. Changes in investments that occur from year to  
13 year.  
14 c. The source of the moneys which are used to  
15 purchase investments from which such investment income  
16 is derived.  
17 d. A specific itemization of how such investment  
18 income is disbursed.  
19 e. Performance data for the investments including  
20 rate of return and any changes in the rate of return  
21 of each investment.  
22 f. A determination by the commissioner of whether  
23 the performance of the carrier's investments was used  
24 as a factor by the carrier in proposing or effectuating  
25 premium rate increases for individual or group policies  
26 issued by the carrier.>  
27 7. Title page, line 1, by striking <under the  
28 purview of> and inserting <involving insurance and>  
29 8. By renumbering as necessary.

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House File 640

H-1456

1 Amend the Senate amendment, H-1454, to House File  
2 640, as amended, passed, and reprinted by the House, as  
3 follows:  
4 1. Page 7, by striking lines 33 through 46 and  
5 inserting:  
6 <Sec. \_\_\_\_\_. Section 312.2, Code 2013, is amended by  
7 adding the following new subsection:  
8 NEW SUBSECTION. 18. a. The treasurer of state,  
9 before making the allotments provided for in this  
10 section, shall credit monthly from the road use tax  
11 fund to the TIME-21 fund created in section 312A.2 the  
12 revenue accruing to the road use tax fund from the  
13 excise tax on motor fuel and special fuel for motor  
14 vehicles in the amount equal to the revenues collected  
15 as follows:  
16 (1) For the period beginning July 1, 2013, and  
17 ending June 30, 2014, the following amounts:  
18 (a) The amount of excise tax collected under  
19 section 452A.3, subsection 1, paragraph "b", from three  
20 cents per gallon.  
21 (b) The amount of excise tax collected under  
22 section 452A.3, subsection 3, paragraph "b",  
23 subparagraph (1), from three cents per gallon.  
24 (2) For the period beginning July 1, 2014, and  
25 ending December 31, 2014, the following amounts:  
26 (a) The amount of excise tax collected under  
27 section 452A.3, subsection 1, paragraph "c", from six  
28 cents per gallon.  
29 (b) The amount of excise tax collected under  
30 section 452A.3, subsection 3, paragraph "b",  
31 subparagraph (2), from six cents per gallon.  
32 (3) Beginning January 1, 2015, the following  
33 amounts:  
34 (a) The amount of excise tax collected under  
35 section 452A.3, subsection 1, paragraph "d", or section  
36 452A.3, subsection 1A, from ten cents per gallon.  
37 (b) The amount of excise tax collected under  
38 section 452A.3, subsection 3, paragraph "b",  
39 subparagraph (3), from ten cents per gallon.  
40 b. This subsection is repealed June 30, 2028.  
41 Sec. \_\_\_\_\_. Section 452A.3, subsections 1 and 1A,  
42 Code 2013, are amended to read as follows:  
43 1. Except as otherwise provided in this section  
44 and in this division, until June 30, ~~2013~~ 2023, this  
45 subsection shall apply to the excise tax imposed on  
46 each gallon of motor fuel used for any purpose for the  
47 privilege of operating motor vehicles in this state.  
48 a. The rate of the excise tax shall be based on the  
49 number of gallons of ethanol blended gasoline that is  
50 distributed in this state as expressed as a percentage

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1 of the number of gallons of motor fuel distributed in  
2 this state, which is referred to as the distribution  
3 percentage. For purposes of this subsection, only  
4 ethanol blended gasoline and nonblended gasoline,  
5 not including aviation gasoline, shall be used in  
6 determining the percentage basis for the excise tax.  
7 The department shall determine the percentage basis  
8 for each determination period beginning January 1 and  
9 ending December 31. The rate for the excise tax shall  
10 apply for the period beginning July 1 and ending June  
11 30 following the end of the determination period.  
12 b. The For the period beginning July 1, 2013, and  
13 ending June 30, 2014, the rate for the excise tax shall  
14 be as follows:  
15 (1) If the distribution percentage is not greater  
16 than fifty percent, the rate shall be ~~nineteen~~  
17 twenty-two cents for ethanol blended gasoline and  
18 ~~twenty~~ twenty-three cents for motor fuel other than  
19 ethanol blended gasoline.  
20 (2) If the distribution percentage is greater  
21 than fifty percent but not greater than fifty-five  
22 percent, the rate shall be ~~nineteen~~ twenty-two cents  
23 for ethanol blended gasoline and ~~twenty~~ twenty-three  
24 and one-tenth cents for motor fuel other than ethanol  
25 blended gasoline.  
26 (3) If the distribution percentage is greater than  
27 fifty-five percent but not greater than sixty percent,  
28 the rate shall be ~~nineteen~~ twenty-two cents for  
29 ethanol blended gasoline and ~~twenty~~ twenty-three and  
30 three-tenths cents for motor fuel other than ethanol  
31 blended gasoline.  
32 (4) If the distribution percentage is greater  
33 than sixty percent but not greater than sixty-five  
34 percent, the rate shall be ~~nineteen~~ twenty-two cents  
35 for ethanol blended gasoline and ~~twenty~~ twenty-three  
36 and five-tenths cents for motor fuel other than ethanol  
37 blended gasoline.  
38 (5) If the distribution percentage is greater  
39 than sixty-five percent but not greater than seventy  
40 percent, the rate shall be ~~nineteen~~ twenty-two cents  
41 for ethanol blended gasoline and ~~twenty~~ twenty-three  
42 and seven-tenths cents for motor fuel other than  
43 ethanol blended gasoline.  
44 (6) If the distribution percentage is greater than  
45 seventy percent but not greater than seventy-five  
46 percent, the rate shall be ~~nineteen~~ twenty-two cents  
47 for ethanol blended gasoline and ~~twenty-one~~ twenty-four  
48 cents for motor fuel other than ethanol blended  
49 gasoline.  
50 (7) If the distribution percentage is greater

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1 than seventy-five percent but not greater than eighty  
2 percent, the rate shall be ~~nineteen~~ twenty-two and  
3 three-tenths cents for ethanol blended gasoline and  
4 ~~twenty~~ twenty-three and eight-tenths cents for motor  
5 fuel other than ethanol blended gasoline.  
6 (8) If the distribution percentage is greater  
7 than eighty percent but not greater than eighty-five  
8 percent, the rate shall be ~~nineteen~~ twenty-two and  
9 five-tenths cents for ethanol blended gasoline and  
10 ~~twenty~~ twenty-three and seven-tenths cents for motor  
11 fuel other than ethanol blended gasoline.  
12 (9) If the distribution percentage is greater  
13 than eighty-five percent but not greater than ninety  
14 percent, the rate shall be ~~nineteen~~ twenty-two and  
15 seven-tenths cents for ethanol blended gasoline and  
16 ~~twenty~~ twenty-three and four-tenths cents for motor  
17 fuel other than ethanol blended gasoline.  
18 (10) If the distribution percentage is greater  
19 than ninety percent but not greater than ninety-five  
20 percent, the rate shall be ~~nineteen~~ twenty-two and  
21 nine-tenths cents for ethanol blended gasoline and  
22 ~~twenty~~ twenty-three and one-tenth cents for motor fuel  
23 other than ethanol blended gasoline.  
24 (11) If the distribution percentage is greater  
25 than ninety-five percent, the rate shall be ~~twenty~~  
26 twenty-three cents for ethanol blended gasoline and  
27 ~~twenty~~ twenty-three cents for motor fuel other than  
28 ethanol blended gasoline.  
29 c. For the period beginning July 1, 2014, and  
30 ending December 31, 2014, the rate for the excise tax  
31 shall be as follows:  
32 (1) If the distribution percentage is not greater  
33 than fifty percent, the rate shall be twenty-five cents  
34 for ethanol blended gasoline and twenty-six cents for  
35 motor fuel other than ethanol blended gasoline.  
36 (2) If the distribution percentage is greater than  
37 fifty percent but not greater than fifty-five percent,  
38 the rate shall be twenty-five cents for ethanol blended  
39 gasoline and twenty-six and one-tenth cents for motor  
40 fuel other than ethanol blended gasoline.  
41 (3) If the distribution percentage is greater than  
42 fifty-five percent but not greater than sixty percent,  
43 the rate shall be twenty-five cents for ethanol blended  
44 gasoline and twenty-six and three-tenths cents for  
45 motor fuel other than ethanol blended gasoline.  
46 (4) If the distribution percentage is greater than  
47 sixty percent but not greater than sixty-five percent,  
48 the rate shall be twenty-five cents for ethanol blended  
49 gasoline and twenty-six and five-tenths cents for motor  
50 fuel other than ethanol blended gasoline.

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- 1     (5) If the distribution percentage is greater  
2 than sixty-five percent but not greater than  
3 seventy percent, the rate shall be twenty-five cents  
4 for ethanol blended gasoline and twenty-six and  
5 seven-tenths cents for motor fuel other than ethanol  
6 blended gasoline.
- 7     (6) If the distribution percentage is greater than  
8 seventy percent but not greater than seventy-five  
9 percent, the rate shall be twenty-five cents for  
10 ethanol blended gasoline and twenty-seven cents for  
11 motor fuel other than ethanol blended gasoline.
- 12     (7) If the distribution percentage is greater  
13 than seventy-five percent but not greater than eighty  
14 percent, the rate shall be twenty-five and three-tenths  
15 cents for ethanol blended gasoline and twenty-six and  
16 eight-tenths cents for motor fuel other than ethanol  
17 blended gasoline.
- 18     (8) If the distribution percentage is greater  
19 than eighty percent but not greater than eighty-five  
20 percent, the rate shall be twenty-five and five-tenths  
21 cents for ethanol blended gasoline and twenty-six and  
22 seven-tenths cents for motor fuel other than ethanol  
23 blended gasoline.
- 24     (9) If the distribution percentage is greater  
25 than eighty-five percent but not greater than ninety  
26 percent, the rate shall be twenty-five and seven-tenths  
27 cents for ethanol blended gasoline and twenty-six and  
28 four-tenths cents for motor fuel other than ethanol  
29 blended gasoline.
- 30     (10) If the distribution percentage is greater  
31 than ninety percent but not greater than ninety-five  
32 percent, the rate shall be twenty-five and nine-tenths  
33 cents for ethanol blended gasoline and twenty-six  
34 and one-tenth cents for motor fuel other than ethanol  
35 blended gasoline.
- 36     (11) If the distribution percentage is greater than  
37 ninety-five percent, the rate shall be twenty-six cents  
38 for ethanol blended gasoline and twenty-six cents for  
39 motor fuel other than ethanol blended gasoline.
- 40     d. For the period beginning January 1, 2015, and  
41 ending June 30, 2023, the rate for the excise tax shall  
42 be as follows:
- 43     (1) If the distribution percentage is not greater  
44 than fifty percent, the rate shall be twenty-nine cents  
45 for ethanol blended gasoline and thirty cents for motor  
46 fuel other than ethanol blended gasoline.
- 47     (2) If the distribution percentage is greater than  
48 fifty percent but not greater than fifty-five percent,  
49 the rate shall be twenty-nine cents for ethanol blended  
50 gasoline and thirty and one-tenth cents for motor fuel

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1 other than ethanol blended gasoline.

2 (3) If the distribution percentage is greater than  
3 fifty-five percent but not greater than sixty percent,  
4 the rate shall be twenty-nine cents for ethanol blended  
5 gasoline and thirty and three-tenths cents for motor  
6 fuel other than ethanol blended gasoline.

7 (4) If the distribution percentage is greater than  
8 sixty percent but not greater than sixty-five percent,  
9 the rate shall be twenty-nine cents for ethanol blended  
10 gasoline and thirty and five-tenths cents for motor  
11 fuel other than ethanol blended gasoline.

12 (5) If the distribution percentage is greater  
13 than sixty-five percent but not greater than seventy  
14 percent, the rate shall be twenty-nine cents for  
15 ethanol blended gasoline and thirty and seven-tenths  
16 cents for motor fuel other than ethanol blended  
17 gasoline.

18 (6) If the distribution percentage is greater than  
19 seventy percent but not greater than seventy-five  
20 percent, the rate shall be twenty-nine cents for  
21 ethanol blended gasoline and thirty-one cents for motor  
22 fuel other than ethanol blended gasoline.

23 (7) If the distribution percentage is greater  
24 than seventy-five percent but not greater than eighty  
25 percent, the rate shall be twenty-nine and three-tenths  
26 cents for ethanol blended gasoline and thirty and  
27 eight-tenths cents for motor fuel other than ethanol  
28 blended gasoline.

29 (8) If the distribution percentage is greater  
30 than eighty percent but not greater than eighty-five  
31 percent, the rate shall be twenty-nine and five-tenths  
32 cents for ethanol blended gasoline and thirty and  
33 seven-tenths cents for motor fuel other than ethanol  
34 blended gasoline.

35 (9) If the distribution percentage is greater  
36 than eighty-five percent but not greater than ninety  
37 percent, the rate shall be twenty-nine and seven-tenths  
38 cents for ethanol blended gasoline and thirty and  
39 four-tenths cents for motor fuel other than ethanol  
40 blended gasoline.

41 (10) If the distribution percentage is greater  
42 than ninety percent but not greater than ninety-five  
43 percent, the rate shall be twenty-nine and nine-tenths  
44 cents for ethanol blended gasoline and thirty and  
45 one-tenth cents for motor fuel other than ethanol  
46 blended gasoline.

47 (11) If the distribution percentage is greater than  
48 ninety-five percent, the rate shall be thirty cents for  
49 ethanol blended gasoline and thirty cents for motor  
50 fuel other than ethanol blended gasoline.

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1 1A. Except as otherwise provided in this section  
2 and in this division, after June 30, ~~2013~~ 2023, an  
3 excise tax of ~~twenty~~ thirty cents is imposed on each  
4 gallon of motor fuel used for any purpose for the  
5 privilege of operating motor vehicles in this state.  
6 Sec. \_\_\_\_\_. Section 452A.3, subsection 3, Code 2013,  
7 is amended to read as follows:  
8 3. a. For the privilege of operating motor  
9 vehicles or aircraft in this state, there is imposed  
10 an excise tax on the use of special fuel in a motor  
11 vehicle or aircraft. The  
12 b. (1) For the period beginning July 1, 2013, and  
13 ending June 30, 2014, the tax rate on special fuel for  
14 diesel engines of motor vehicles other than biodiesel  
15 blended fuel classified as B-10 or higher is ~~twenty-two~~  
16 twenty-five and one-half cents per gallon.  
17 (2) For the period beginning July 1, 2014, and  
18 ending December 31, 2014, the tax rate on special  
19 fuel for diesel engines of motor vehicles other than  
20 biodiesel blended fuel classified as B-10 or higher is  
21 twenty-eight and one-half cents per gallon.  
22 (3) After December 31, 2014, the tax rate on  
23 special fuel for diesel engines of motor vehicles other  
24 than biodiesel blended fuel classified as B-10 or  
25 higher is thirty-two and one-half cents per gallon.  
26 (4) The tax rate on biodiesel blended fuel  
27 classified as B-10 or higher for diesel engines of  
28 motor vehicles is twenty-two and one-half cents per  
29 gallon.  
30 (5) The rate of tax on special fuel for aircraft is  
31 three cents per gallon.  
32 (6) On all other special fuel, unless otherwise  
33 specified in this section, the per gallon rate is the  
34 same as the motor fuel tax.  
35 c. Indelible dye meeting United States  
36 environmental protection agency and internal revenue  
37 service regulations must be added to fuel before or  
38 upon withdrawal at a terminal or refinery rack for that  
39 fuel to be exempt from tax and the dyed fuel may be  
40 used only for an exempt purpose.  
41 Sec. \_\_\_\_\_. APPLICABILITY — INVENTORY  
42 TAX. Notwithstanding section 452A.85, persons who have  
43 title to motor fuel, ethanol blended gasoline, undyed  
44 special fuel, compressed natural gas, or liquefied  
45 petroleum gas in storage and held for sale on the  
46 effective date of an increase in the rate of excise  
47 tax imposed on motor fuel, ethanol blended gasoline,  
48 or special fuel pursuant to this division of this  
49 Act shall not be subject to an inventory tax on the  
50 gallonage in storage as provided in section 452A.85 as

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1 a result of the tax increases provided in this division  
2 of this Act.>  
3 2. Page 8, after line 1 by inserting:  
4 <\_\_. Title page, line 7, by striking <extending  
5 the period for determining the rates>  
6 \_\_. Title page, by striking lines 8 and 9 and  
7 inserting <relating to the rate of excise taxes on  
8 motor fuel and certain special fuel used in motor  
9 vehicles and providing for the use of certain revenues  
10 resulting from the excise taxes, including>>  
11 3. By renumbering as necessary.

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BYRNES of Mitchell



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House File 649 - Introduced

HOUSE FILE 649  
BY COMMITTEE ON GOVERNMENT  
OVERSIGHT

(SUCCESSOR TO HSB 240)

A BILL FOR

1 An Act relating to the liability of a land holder for the  
2 public use of private lands and waters for a recreational  
3 purpose or urban deer control.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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H.F. 649

1 Section 1. Section 461C.1, Code 2013, is amended to read as  
2 follows:

3 **461C.1 Purpose.**

4 The purpose of this chapter is to encourage private ~~owners~~  
5 holders of land to make land and water areas available to the  
6 public for a recreational purposes purpose and for urban deer  
7 control by limiting ~~an owner's~~ a holder's liability toward  
8 persons entering onto the ~~owner's~~ holder's property for such  
9 purposes. The provisions of this chapter shall be construed  
10 liberally and broadly in favor of private holders of land to  
11 accomplish the purposes of this chapter.

12 Sec. 2. Section 461C.2, subsections 3, 5, and 6, Code 2013,  
13 are amended to read as follows:

14 3. "Land" means private land located in a municipality  
15 including that is one or any combination of the following:  
16 abandoned or inactive surface mines, caves, and land used  
17 for agricultural purposes, including marshlands, timber,  
18 grasslands, and or the privately owned roads, water paths,  
19 trails, waters, water courses, private ways and exteriors and  
20 interiors of buildings, structures, and machinery, or equipment  
21 appurtenant thereto. "Land" includes land that is not open to  
22 the general public. "Land" also includes private land located  
23 in a municipality in connection with and while being used for  
24 urban deer control.

25 5. "Recreational purpose" means the following or any  
26 combination thereof: Hunting, trapping, horseback riding,  
27 fishing, swimming, boating, camping, picnicking, hiking,  
28 pleasure driving, motorcycling, all-terrain vehicle riding,  
29 nature study, water skiing, snowmobiling, other summer and  
30 winter sports, educational activities, and viewing or enjoying  
31 historical, archaeological, scenic, or scientific sites while  
32 going to and from or actually engaged therein. "Recreational  
33 purpose" includes the activity of accompanying another person  
34 who is engaging in such activities. "Recreational purpose"  
35 is not limited to active engagement in such activities, but

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1 includes entry onto, use of, passage over, and presence on any  
2 part of the land in connection with or during the course of  
3 such activities.

4 6. "*Urban deer control*" means deer hunting with a bow  
5 and arrow on private land in a municipality, without charge,  
6 as authorized by a municipal ordinance, for the purpose  
7 of reducing or stabilizing an urban deer population in the  
8 municipality. "*Urban deer control*" is not limited to active  
9 engagement in the activity of urban deer control but includes  
10 entry onto, use of, passage over, and presence on any part  
11 of the land in connection with or during the course of such  
12 activity.

13 Sec. 3. Section 461C.3, Code 2013, is amended to read as  
14 follows:

15 **461C.3 Liability of owner holder limited.**

16 1. Except as specifically recognized by or provided in  
17 section 461C.6, ~~an owner~~ a holder of land ~~owes no~~ does not  
18 owe a duty of care to keep the premises safe for entry or use  
19 by others for a recreational purposes purpose or urban deer  
20 control, or to give any warning of a dangerous condition, use,  
21 structure, or activity on such premises to persons entering for  
22 such purposes.

23 2. Except as specifically recognized by or provided in  
24 section 461C.6, a holder of land does not owe a duty of care  
25 to others solely because the holder is guiding, directing,  
26 supervising, or participating in any recreational purpose or  
27 urban deer control undertaken by others on the holder's land.

28 Sec. 4. Section 461C.4, unnumbered paragraph 1, Code 2013,  
29 is amended to read as follows:

30 Except as specifically recognized by or provided in section  
31 461C.6, a holder of land who either directly or indirectly  
32 invites or permits without charge any person to use such  
33 property for a recreational purposes purpose or urban deer  
34 control does not thereby:

35 Sec. 5. Section 461C.4, Code 2013, is amended by adding the

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1 following new subsection:

2 NEW SUBSECTION. 2A. Assume a duty of care to such person  
3 solely because the holder is guiding, directing, supervising,  
4 or participating in any recreational purpose or urban deer  
5 control undertaken by the person on the holder's land.

6 Sec. 6. Section 461C.5, Code 2013, is amended to read as  
7 follows:

8 **461C.5 Duties and liabilities of ~~owner~~ holder of leased land.**

9 Unless otherwise agreed in writing, the provisions of  
10 sections 461C.3 and 461C.4 shall be deemed applicable to the  
11 duties and liability of ~~an owner~~ a holder of land leased, or  
12 any interest or right therein transferred to, or the subject of  
13 any agreement with, the United States or any agency thereof,  
14 or the state or any agency or subdivision thereof, for a  
15 recreational ~~purposes~~ purpose or urban deer control.

16 Sec. 7. Section 461C.6, Code 2013, is amended to read as  
17 follows:

18 **461C.6 When liability lies against ~~owner~~ holder.**

19 Nothing in this chapter limits in any way any liability which  
20 otherwise exists:

21 1. For willful or malicious failure to guard or warn against  
22 a dangerous condition, use, structure, or activity.

23 2. For injury suffered in any case where the ~~owner~~ holder of  
24 land charges the person or persons who enter or go on the land  
25 for the recreational use thereof or for deer hunting, except  
26 that in the case of land or any interest or right therein,  
27 leased or transferred to, or the subject of any agreement  
28 with, the United States or any agency thereof or the state or  
29 any agency thereof or subdivision thereof, any consideration  
30 received by the holder for such lease, interest, right, or  
31 agreement shall not be deemed a charge within the meaning of  
32 this section.

33 Sec. 8. Section 461C.7, subsection 2, Code 2013, is amended  
34 to read as follows:

35 2. Relieve any person using the land of another for a

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1 recreational ~~purposes~~ purpose or urban deer control from any  
2 obligation which the person may have in the absence of this  
3 chapter to exercise care in the use of such land and in the  
4 person's activities thereon, or from the legal consequences of  
5 failure to employ such care.

6 EXPLANATION

7 This bill relates to the public use of certain private lands  
8 and waters. The bill amends Code chapter 461C whose purpose,  
9 set out in Code section 461C.1, is to encourage private owners  
10 of land to make their land and water areas available to the  
11 public for recreational purposes and for urban deer control,  
12 by limiting the landowners' liability to persons who enter  
13 onto their land to pursue such activities. The bill makes the  
14 entire Code chapter applicable to holders of land (including  
15 tenants and others in control), not just landowners.

16 The bill relates to the recent decision rendered by the Iowa  
17 Supreme Court in *Sallee v. Stewart*, (No. 11-0892) (Iowa 2013).  
18 The bill modifies the definitions of "land", "recreational  
19 purpose", and "urban deer control" and includes immunity from  
20 liability for land holders with respect to specified ancillary  
21 activities or persons.

22 The bill broadens the definition of the land and water areas  
23 included in such limitations of liability and provides that  
24 such land does not have to be open to the general public to  
25 be subject to the protections of Code chapter 461C. The bill  
26 defines "land" to include private land within a municipality  
27 used for urban deer control.

28 The bill also defines activities that constitute a  
29 "recreational purpose" to include educational activities.  
30 In addition, the bill provides that "recreational purpose"  
31 includes a person's activity in accompanying another person  
32 who is engaged in a recreational purpose. "Recreational  
33 purpose" and "urban deer control" are not limited to active  
34 engagement in such activities, but also include entry onto,  
35 use of, passage over, and presence on any part of the land in

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1 connection with or during the course of such activities.  
2 The bill provides that a holder of land does not owe or  
3 assume a duty of care to others solely because the holder  
4 is guiding, directing, supervising, or participating in any  
5 recreational purpose or urban deer control undertaken by others  
6 on the holder's land.



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House File 489

S-3253

1 Amend House File 489, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 1, before line 1 by inserting:  
4 <Section 1. Section 123.92, subsection 2, Code  
5 2013, is amended to read as follows:  
6 2. a. Every liquor control licensee and class  
7 "B" beer permittee, except a class "E" liquor  
8 control licensee, shall furnish proof of financial  
9 responsibility by the existence of a liability  
10 insurance policy in an amount determined by the  
11 division. If an insurer provides dramshop liability  
12 insurance at a new location to a licensee or permittee  
13 who has a positive loss experience at other locations  
14 for which such insurance is provided by the insurer,  
15 and the insurer bases premium rates at the new location  
16 on the negative loss history of the previous licensee  
17 or permittee at that location, the insurer shall  
18 examine and consider adjusting the premium for the  
19 new location not less than thirty months after the  
20 insurance is issued, based on the loss experience of  
21 the licensee or permittee at that location during that  
22 thirty-month period of time.  
23 b. A dramshop liability insurance policy may be  
24 written on an aggregate limit basis.  
25 c. The purpose of dramshop liability insurance  
26 is to provide protection for members of the public  
27 who experience damages as a result of licensees or  
28 permittees serving patrons beer, wine, or intoxicating  
29 liquor to a point that reaches or exceeds the standard  
30 set forth in law for liability. Minimum coverage  
31 requirements for such insurance are not for the purpose  
32 of making the insurance affordable for all licensees or  
33 permittees regardless of claims experience. A dramshop  
34 liability insurance policy obtained by a licensee or  
35 permittee shall meet the minimum insurance coverage  
36 requirements as determined by the division and is a  
37 mandatory condition for holding a license or permit.>  
38 2. Title page, line 1, by striking <under the  
39 purview of> and inserting <involving insurance and>

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MATT McCOY

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House File 489

S-3254

1 Amend House File 489, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 3, after line 6 by inserting:  
4 <Sec. \_\_\_\_\_. Section 505.13, Code 2013, is amended to  
5 read as follows:  
6 505.13 Other insurance — annual report by the  
7 division — audit.  
8 1. The commissioner shall annually cause the  
9 preparation and printing of a report to be delivered  
10 to the governor. The report shall contain information  
11 from the statements required of insurance companies,  
12 other than life insurance companies, organized or doing  
13 business in the state. The reports shall be delivered  
14 on or before the first day of September each year.  
15 2. The commissioner shall annually conduct an  
16 audit of the investment income of any health insurance  
17 carrier that covers more than forty percent of the  
18 persons covered by health insurance in the state. The  
19 results of the audit shall be included in the annual  
20 report to the governor required in subsection 1. The  
21 audit shall include but is not limited to information  
22 about the following:  
23 a. The investments from which income is derived,  
24 specifying the amount of investment income and the  
25 percentage of total investment income derived from each  
26 investment.  
27 b. Changes in investments that occur from year to  
28 year.  
29 c. The source of the moneys which are used to  
30 purchase investments from which such investment income  
31 is derived.  
32 d. A specific itemization of how such investment  
33 income is disbursed.>  
34 2. By renumbering as necessary.

MATT McCOY

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House File 640

S-3255

1 Amend the amendment, S-3251, to House File 640,  
2 as amended, passed, and reprinted by the House, as  
3 follows:  
4 1. Page 1, after line 49 by inserting:  
5 <Sec. \_\_\_\_\_. Section 214A.1, Code 2013, is amended by  
6 adding the following new subsections:  
7 NEW SUBSECTION. 8A. "Distributor" means the same  
8 as defined in section 452A.2.  
9 NEW SUBSECTION. 12A. "Marketer" means a dealer,  
10 distributor, nonrefiner biofuel manufacturer, or  
11 supplier.  
12 NEW SUBSECTION. 16A. "Nonrefiner biofuel  
13 manufacturer" means the same as defined in section  
14 452A.2.  
15 NEW SUBSECTION. 18A. "Pipeline company" means the  
16 same as defined in section 479B.2.  
17 NEW SUBSECTION. 18B. "Refiner" means a person  
18 engaged in the refining of crude oil to produce motor  
19 fuel, and includes any affiliate of such person.  
20 NEW SUBSECTION. 23A. "Supplier" means the same as  
21 defined in section 452A.2.  
22 NEW SUBSECTION. 23B. "Terminal" means the same as  
23 defined in section 452A.2.  
24 NEW SUBSECTION. 23C. "Terminal operator" means the  
25 same as defined in section 452A.2.  
26 NEW SUBSECTION. 23D. "Terminal owner" means the  
27 same as defined in section 452A.2.  
28 Sec. \_\_\_\_\_. Section 214A.20, subsection 1, unnumbered  
29 paragraph 1, Code 2013, is amended to read as follows:  
30 A retail dealer or other marketer, pipeline company,  
31 refiner, terminal operator, or terminal owner is not  
32 liable for damages caused by the use of incompatible  
33 motor fuel dispensed at the retail dealer's retail  
34 motor fuel site, if all of the following applies:>  
35 2. Page 6, by striking lines 33 and 34.  
36 3. By renumbering, redesignating, and correcting  
37 internal references as necessary.

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RANDY FEENSTRA

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House File 640

S-3256

1 Amend the amendment, S-3251, to House File 640,  
2 as amended, passed, and reprinted by the House, as  
3 follows:  
4 1. Page 5, after line 7 by inserting:  
5 <Sec. \_\_\_\_\_. Section 101.21, subsection 1, paragraphs  
6 a through c, Code 2013, are amended to read as follows:  
7 ~~a. Aboveground tanks of~~ An aboveground tank which  
8 complies with any of the following:  
9 (1) Has one thousand one hundred gallons or less  
10 capacity.  
11 (2) Stores flammable liquids on a farm located  
12 outside the limits of a city, if the aboveground tank  
13 has two thousand gallons or less capacity.  
14 (3) Stores combustible liquids on a farm located  
15 outside the limits of a city, if the aboveground tank  
16 has five thousand gallons or less capacity.  
17 ~~b. Tanks~~ A tank used for storing heating oil for  
18 consumptive use on the premises where stored.  
19 ~~c. Underground~~ An underground storage tanks tank as  
20 defined by section 455B.471.  
21 Sec. \_\_\_\_\_. Section 101.21, Code 2013, is amended by  
22 adding the following new subsection:  
23 NEW SUBSECTION. 1A. a. "Farm" means land and  
24 associated improvements used to produce agricultural  
25 commodities, if at least one thousand dollars is  
26 annually generated from the sale of the agricultural  
27 commodities.  
28 b. As used in paragraph "a", "commodities" means  
29 crops as defined in section 202.1 or animals as defined  
30 in section 459.102.>  
31 2. By renumbering, redesignating, and correcting  
32 internal references as necessary.

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DAN ZUMBACH

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House File 640

S-3257

1 Amend the amendment, S-3251, to House File 640,  
2 as amended, passed, and reprinted by the House, as  
3 follows:  
4 1. Page 1, after line 49 by inserting:  
5 <Sec. \_\_\_\_\_. Section 214A.1, Code 2013, is amended by  
6 adding the following new subsections:  
7 NEW SUBSECTION. 8A. "Distributor" means the same  
8 as defined in section 452A.2.  
9 NEW SUBSECTION. 12A. "Marketer" means a dealer,  
10 distributor, nonrefiner biofuel manufacturer, or  
11 supplier.  
12 NEW SUBSECTION. 16A. "Nonrefiner biofuel  
13 manufacturer" means the same as defined in section  
14 452A.2.  
15 NEW SUBSECTION. 18A. "Pipeline company" means the  
16 same as defined in section 479B.2.  
17 NEW SUBSECTION. 18B. "Refiner" means a person  
18 engaged in the refining of crude oil to produce motor  
19 fuel, and includes any affiliate of such person.  
20 NEW SUBSECTION. 23A. "Supplier" means the same as  
21 defined in section 452A.2.  
22 NEW SUBSECTION. 23B. "Terminal" means the same as  
23 defined in section 452A.2.  
24 NEW SUBSECTION. 23C. "Terminal operator" means the  
25 same as defined in section 452A.2.  
26 NEW SUBSECTION. 23D. "Terminal owner" means the  
27 same as defined in section 452A.2.  
28 Sec. \_\_\_\_\_. Section 214A.20, subsection 1, Code 2013,  
29 is amended to read as follows:  
30 1. A retail dealer or other marketer, pipeline  
31 company, refiner, terminal operator, or terminal  
32 owner is not liable for damages caused by the use  
33 of incompatible motor fuel dispensed at the retail  
34 dealer's retail motor fuel site, if all of the  
35 following applies:  
36 a. The incompatible motor fuel complies with the  
37 specifications for a type of motor fuel as provided in  
38 section 214A.2.  
39 b. The incompatible motor fuel is selected by a  
40 ~~person other than the retail dealer, including an~~  
41 ~~employee or agent of the retail dealer~~ the end consumer  
42 of the motor fuel.  
43 c. The incompatible motor fuel is dispensed from a  
44 motor fuel pump that correctly labels the type of fuel  
45 dispensed.>  
46 2. By renumbering as necessary.

ROBERT M. HOGG

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House File 489

S-3258

- 1 Amend House File 489, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 1, before line 1 by inserting:  
4 <Section 1. Section 123.92, subsection 2, Code  
5 2013, is amended to read as follows:  
6 2. a. Every liquor control licensee and class  
7 "B" beer permittee, except a class "E" liquor  
8 control licensee, shall furnish proof of financial  
9 responsibility by the existence of a liability  
10 insurance policy in an amount determined by the  
11 division. If an insurer provides dramshop liability  
12 insurance at a new location to a licensee or permittee  
13 who has a positive loss experience at other locations  
14 for which such insurance is provided by the insurer,  
15 and the insurer bases premium rates at the new location  
16 on the negative loss history of the previous licensee  
17 or permittee at that location, the insurer shall  
18 examine and consider adjusting the premium for the  
19 new location not less than thirty months after the  
20 insurance is issued, based on the loss experience of  
21 the licensee or permittee at that location during that  
22 thirty-month period of time.  
23 b. A dramshop liability insurance policy may be  
24 written on an aggregate limit basis.  
25 c. The purpose of dramshop liability insurance  
26 is to provide protection for members of the public  
27 who experience damages as a result of licensees or  
28 permittees serving patrons beer, wine, or intoxicating  
29 liquor to a point that reaches or exceeds the standard  
30 set forth in law for liability. Minimum coverage  
31 requirements for such insurance are not for the purpose  
32 of making the insurance affordable for all licensees or  
33 permittees regardless of claims experience. A dramshop  
34 liability insurance policy obtained by a licensee or  
35 permittee shall meet the minimum insurance coverage  
36 requirements as determined by the division and is a  
37 mandatory condition for holding a license or permit.>  
38 2. Page 11, by striking lines 8 through 11.  
39 3. Title page, line 1, by striking <under the  
40 purview of> and inserting <involving insurance and>  
41 4. By renumbering as necessary.

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MATT McCOY

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House File 599

S-3259

1 Amend House File 599, as passed by the House, as  
2 follows:  
3 1. Page 1, before line 1 by inserting:  
4 <DIVISION I  
5 GENERAL PROVISIONS>  
6 2. Page 1, after line 24 by inserting:  
7 <Sec. \_\_\_\_\_. Section 175.8, subsection 1, unnumbered  
8 paragraph 1, Code 2013, is amended to read as follows:  
9 The authority shall submit a report to the governor  
10 and to the members of the general assembly as request  
11 it, not later than January 15 of each year, a. The  
12 report shall be complete and economically designed and  
13 reproduced, report setting forth all of the following:>  
14 3. Page 2, line 22, after <experience> by inserting  
15 <in>  
16 4. Page 9, line 31, by striking <agricultural  
17 development>  
18 5. Page 12, line 9, before <Act> by inserting  
19 <division of this>  
20 6. Page 12, line 11, before <Act> by inserting  
21 <division of this>  
22 7. Page 12, after line 13 by inserting:  
23 <DIVISION II  
24 FUTURE REPEALS  
25 Sec. \_\_\_\_\_. FUTURE REPEALS.  
26 1. The sections of this Act amending sections 2.48,  
27 175.8, 175.37, 422.11M, and 422.33, are repealed. The  
28 Code editor shall revise the applicable Code language  
29 to that language existing in the 2013 Code of Iowa.  
30 2. The sections of this Act enacting section 175.2,  
31 subsection 1, paragraphs "0h", "0t", "00t", and "v",  
32 section 175.36A, section 175.36B, section 175.38, and  
33 section 175.39, are repealed.  
34 3. Any intervening amendments effective prior to  
35 the effective date of this division of this Act that  
36 relates to the beginning farmer tax credit program  
37 shall be stricken with the repeal, unless a subsequent  
38 Act specifically provides otherwise.  
39 Sec. \_\_\_\_\_. PRESERVATION OF EXISTING RIGHTS.  
40 This division of this Act shall not limit, modify,  
41 or otherwise adversely affect any of the following:  
42 1. A tax credit or tax credit certificate issued,  
43 awarded, or allowed before the effective date of this  
44 division of this Act.  
45 2. A taxpayer's right to claim or redeem a tax  
46 credit issued, awarded, or allowed before the effective  
47 date of this division of this Act, including but not  
48 limited to any tax credit carryforward amount.  
49 Sec. \_\_\_\_\_. IOWA FINANCE AUTHORITY. The Iowa  
50 finance authority established in chapter 16 shall

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1 propose legislation to the general assembly necessary  
2 to implement this division of this Act. The Iowa  
3 finance authority shall propose such legislation for  
4 consideration by the general assembly during its 2017  
5 legislative session.

6 Sec. \_\_\_\_\_. EFFECTIVE DATES.

7 1. Except as provided in subsection 2, this  
8 division of this Act takes effect December 31, 2017.

9 2. The section of this division of this Act  
10 which requires the Iowa finance authority to propose  
11 legislation for consideration by the general assembly  
12 takes effect July 1, 2013.>

13 8. By renumbering, redesignating, and correcting  
14 internal references as necessary.

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CHRIS BRASE



Iowa General Assembly  
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House File 489

S-3260

1 Amend House File 489, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 18, after line 25 by inserting:  
4 <Sec. \_\_\_\_\_. AUDIT OF HEALTH INSURANCE CARRIERS.  
5 1. The commissioner of insurance shall conduct an  
6 audit of investment income for the period of time from  
7 July 1, 2012, and ending June 30, 2013, for any health  
8 insurance carrier that covers more than forty percent  
9 of the persons covered by health insurance in the  
10 state. The results of the audit shall be contained in  
11 a report prepared by the commissioner and delivered to  
12 the general assembly by September 30, 2013. The cost  
13 of the audit shall be assessed to each health insurance  
14 carrier that is audited.  
15 2. The audit and report shall include but are not  
16 limited to information about the following:  
17 a. The investments from which income is derived,  
18 specifying the amount of investment income and the  
19 percentage of total investment income derived from each  
20 investment.  
21 b. Changes in investments that occur from year to  
22 year.  
23 c. The source of the moneys which are used to  
24 purchase investments from which such investment income  
25 is derived.  
26 d. A specific itemization of how such investment  
27 income is disbursed.  
28 e. Performance data for the investments including  
29 rate of return and any changes in the rate of return  
30 of each investment.  
31 f. A determination by the commissioner of whether  
32 the performance of the carrier's investments was used  
33 as a factor by the carrier in proposing or effectuating  
34 premium rate increases for individual or group policies  
35 issued by the carrier.>  
36 2. By renumbering as necessary.

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MATT McCOY

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